

AMENDED IN ASSEMBLY JULY 1, 2010

AMENDED IN ASSEMBLY JUNE 3, 2010

AMENDED IN SENATE APRIL 14, 2010

**SENATE BILL**

**No. 1318**

---

**Introduced by Committee on Transportation and Housing (Senators  
Lowenthal (Chair), Ashburn, DeSaulnier, Harman, Huff, Kehoe,  
Oropeza, Pavley, and Simitian)**

February 19, 2010

---

An act to amend Section 14556.40 of, and to repeal Section 14529.15 of, the Government Code, to amend Sections 21669.6, 24908, 29034.7, 29035.5, 99221, 99313.1, 99633, and 132820 of, and to repeal Section 132352.6 of, the Public Utilities Code, to amend Sections 149.5, 301, 302, 319, 339, 358, ~~366~~, 371, 372, 374, 379, 383, 384, 411, 444, 451, 460, 464, 470, 560, 30914, and 30914.5 of, to add Section 575 to, and to repeal Section 301.5 of, the Streets and Highways Code, and to amend Sections ~~1808.1~~, 2800, 5201, 14611, 21754, 21755, 22452, 22511.55, 24400, 26100, 26101, 26505, 29004, 34518, and 40802 of, and to add Section 667 to, the Vehicle Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

SB 1318, as amended, Committee on Transportation and Housing. Transportation.

(1) Existing law establishes the State Highway System and designates state highway routes from Route 1 to Route 905, unless otherwise specified by name, and authorizes the California Transportation Commission to relinquish all or a portion of designated state highway routes to specified local agencies if certain conditions are met. Portions of state highways that have been relinquished are not state highways

and become ineligible for future adoption as a part of the State Highway System.

This bill would acknowledge the relinquishment of, and designate or make technical changes to, specific portions of Routes 1, 2, 19, 39, ~~66~~, 71, 72, 74, 79, 83, 84, 111, 144, 151, 160, 164, 170, 260, and 275.

Existing law authorizes the commission to relinquish to the City of Bakersfield or the County of Kern the portion of State Highway Route 58 that is located within the city limits of the City of Bakersfield under certain conditions.

This bill would authorize the relinquishment to the City of Bakersfield and the County of Kern those portions of State Highway Route 58 located within their respective jurisdictions under certain conditions.

~~(2) Existing law imposes on the employer of a driver who drives one of several specified vehicles, including a vehicle for the operation of which the driver is required to have an ambulance driver certificate, as specified, several requirements related to the driver's public record. A violation of those requirements is a crime.~~

~~This bill would correct an erroneous cross-reference.~~

~~(3)~~

(2) Existing law prohibits a driver from operating a commercial motor vehicle for a period of 90 days, 180 days, one year, or 3 years if the person is convicted of a specified violation of an out-of-service order issued by an authorized employee of the Department of the California Highway Patrol or by a uniformed peace officer.

This bill would revise these provisions to include only out-of-service orders issued by an authorized employee of the Department of the California Highway Patrol or by an authorized enforcement officer, as defined.

~~(4)~~

(3) Existing law authorizes the Department of Motor Vehicles to establish requirements for equipment and devices to be used on any vehicle and defines the types of vehicles for this purpose. Existing law requires that license plates be securely fastened at all times to the vehicle for which they are issued so as to prevent the plates from swinging, be mounted in a position so as to be clearly visible, and be maintained in a condition so as to be clearly legible. *A violation of the Vehicle Code is a crime.*

This bill would also require that license plates be mounted in a position so that the characters are upright and display from left to right.

~~(5)~~

(4) Existing law authorizes a disabled person or disabled veteran to apply to the Department of Motor Vehicles for the issuance of a distinguishing placard that may be used in lieu of the special license plate or plates issued for parking in a disabled person's parking space, when the placard is suspended from the rearview mirror or, if there is no rearview mirror, when it is displayed on the dashboard of the vehicle.

This bill would also permit a distinguishing placard to be inserted into a clip designated for a distinguishing placard and installed by the manufacturer on the driver's side of the front window.

~~(6)~~

(5) Existing law defines various terms for the purposes of the Vehicle Code.

This bill would define "utility trailer" for these purposes and would make other technical and conforming changes.

~~(7)~~

(6) Existing law creates the Alameda-Contra Costa Transit District and provides for the district to be governed by an elected board of directors. Existing law authorizes the board, by ordinance, to provide that each director shall be paid not more than \$1,000 per calendar month in lieu of per-meeting compensation if the director attends all scheduled and noticed board meetings for that month.

This bill would authorize the board to provide that compensation if the director attends all scheduled and noticed regular board meetings for that month.

~~(8)~~

(7) Existing law establishes the Imperial County Transportation Commission and authorizes that commission to use up to 3% of the revenues in the local transportation fund for carrying out its responsibilities.

This bill would instead authorize the commission to use up to 3% of those revenues for carrying out its planning and programming responsibilities.

~~(9)~~

(8) The Alameda County Transportation Improvement Authority and the Alameda County Congestion Management Agency are referenced in various provisions of existing law relating to transportation projects.

This bill would, instead, in those provisions of law, reference the Alameda County Transportation Commission.

~~(10)~~

(9) Under existing law, with certain exceptions, a violation of the Vehicle Code is a crime.

Because this bill would change the definition of an existing crime, the bill would impose a state-mandated local program.

~~(11)~~

(10) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

*(11) This bill would also incorporate additional changes in Section 22511.55 of the Vehicle Code proposed by AB 1855, or AB 1944, or both, to be operative only if AB 1855, or AB 1944, or both, and this bill are chaptered and become effective on or before January 1, 2011, and this bill is chaptered last.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 14529.15 of the Government Code is  
2 repealed.

3 SEC. 2. Section 14556.40 of the Government Code is amended  
4 to read:

5 14556.40. (a) The following projects are eligible for grants  
6 from the fund for the purposes and amounts specified:

7 (1) BART to San Jose; extend BART from Fremont to  
8 Downtown San Jose in Santa Clara and Alameda Counties. Seven  
9 hundred twenty-five million dollars (\$725,000,000). The lead  
10 applicant is the Santa Clara Valley Transportation Authority.

11 (2) Fremont-South Bay Commuter Rail; acquire rail line and  
12 start commuter rail service between Fremont and San Jose in Santa  
13 Clara and Alameda Counties. Thirty-five million dollars  
14 (\$35,000,000). The lead applicant is the Santa Clara Valley  
15 Transportation Authority.

16 (3) Route 101; widen freeway from four to eight lanes south of  
17 San Jose, Bernal Road to Burnett Avenue in Santa Clara County.  
18 Twenty-five million dollars (\$25,000,000). The lead applicant is  
19 the department or the Santa Clara Valley Transportation Authority.

1 (4) Route 680; add northbound HOV lane over Sunol Grade,  
2 Milpitas to Route 84 in Santa Clara and Alameda Counties. Sixty  
3 million dollars (\$60,000,000). The lead applicant is the department  
4 or the Alameda County Transportation Commission.

5 (5) Route 101; add northbound lane to freeway through San  
6 Jose, Route 87 to Trimble Road in Santa Clara County. Five million  
7 dollars (\$5,000,000). The lead applicant is the department or the  
8 Santa Clara Valley Transportation Authority.

9 (6) Route 262; major investment study for cross connector  
10 freeway, Route 680 to Route 880 near Warm Springs in Santa  
11 Clara County. One million dollars (\$1,000,000). The lead applicant  
12 is the department or the Santa Clara Valley Transportation  
13 Authority.

14 (7) ~~CalTrain~~ Caltrain; expand service to Gilroy; improve  
15 parking, stations, and platforms along UPRR line in Santa Clara  
16 County. Fifty-five million dollars (\$55,000,000). The lead applicant  
17 is the Santa Clara Valley Transportation Authority.

18 (8) Route 880; reconstruct Coleman Avenue Interchange near  
19 San Jose Airport in Santa Clara County. Five million dollars  
20 (\$5,000,000). The lead applicant is the department or the Santa  
21 Clara Valley Transportation Authority.

22 (9) Capitol Corridor; improve intercity rail line between Oakland  
23 and San Jose, and at Jack London Square and Emeryville stations  
24 in Alameda and Santa Clara Counties. Twenty-five million dollars  
25 (\$25,000,000). The lead applicant is the department or the Capitol  
26 Corridor Joint Powers Authority.

27 (10) Regional Express Bus; acquire low-emission buses for new  
28 express service on HOV lanes regionwide. In nine counties. Forty  
29 million dollars (\$40,000,000). The lead applicant is the  
30 Metropolitan Transportation Commission.

31 (11) San Francisco Bay Southern Crossing; complete feasibility  
32 and financial studies for new San Francisco Bay crossing (new  
33 bridge, HOV/transit bridge, terminal connection, or second BART  
34 tube) in Alameda and San Francisco or San Mateo Counties. Five  
35 million dollars (\$5,000,000). The lead applicant is the department  
36 or the Metropolitan Transportation Commission.

37 (12) Bay Area Transit Connectivity; complete studies of, and  
38 fund related improvements for, the I-580 Livermore Corridor; the  
39 Hercules Rail Station and related improvements, West Contra  
40 Costa County and Route 4 Corridors in Alameda and Contra Costa

Counties. Seventeen million dollars (\$17,000,000). Of the amount specified, seven million dollars (\$7,000,000) shall be made available for the Route 4 Corridor study and improvements, seven million dollars (\$7,000,000) shall be made available for the I-580 Corridor study and improvements, and three million dollars (\$3,000,000) shall be made available for the Hercules Rail Station study and improvements. The lead applicant for the Hercules Rail Station and related improvements in west Contra Costa County is the Contra Costa County Transportation Authority. The lead applicants, for the I-580 Livermore Study and improvements are the Alameda County Transportation Commission and the San Francisco Bay Area Rapid Transit District. The lead applicants for the Route 4 Corridor study and improvements are the Contra Costa County Transportation Authority and the San Francisco Bay Area Rapid Transit District.

(13) ~~CalTrain~~ Caltrain Peninsula Corridor; acquire rolling stock, add passing tracks, and construct pedestrian access structure at stations between San Francisco and San Jose in San Francisco, San Mateo, and Santa Clara Counties. One hundred twenty-seven million dollars (\$127,000,000). The lead applicant is the Peninsula Joint Powers Board.

(14) ~~CalTrain~~ Caltrain; extension to Salinas in Monterey County. Twenty million dollars (\$20,000,000). The lead applicant is the Transportation Agency for Monterey County.

(15) Route 24; Caldecott Tunnel; add fourth bore tunnel with additional lanes in Alameda and Contra Costa Counties. Twenty million dollars (\$20,000,000). The lead applicant is the department or the Metropolitan Transportation Commission.

(16) Route 4; construct one or more phases of improvements to widen freeway to eight lanes from Railroad through Loveridge Road, including two ~~high-occupancy vehicle~~ HOV lanes, and to six or more lanes from east of Loveridge Road through Hillcrest. Thirty-nine million dollars (\$39,000,000). The lead applicant is the Contra Costa Transportation Authority.

(17) Route 101; add reversible HOV lane through San Rafael, Sir Francis Drake Boulevard to North San Pedro Road in Marin County. Fifteen million dollars (\$15,000,000). The lead applicant is the department or the Marin Congestion Management Agency.

(18) Route 101; widen eight miles of freeway to six lanes, Novato to Petaluma (Novato Narrows) in Marin and Sonoma

Counties. Twenty-one million dollars (\$21,000,000). The lead applicant is the department or the Sonoma County Transportation Authority.

(19) Bay Area Water Transit Authority; establish a regional water transit system beginning with Treasure Island in the City and County of San Francisco. Two million dollars (\$2,000,000).

The lead applicant is the Bay Area Water Transit Authority.

(20) San Francisco Muni Third Street Light Rail; extend Third Street line to Chinatown (tunnel) in the City and County of San Francisco. One hundred forty million dollars (\$140,000,000). The lead applicant is the San Francisco Municipal Transportation Agency.

(21) San Francisco Muni Ocean Avenue Light Rail; reconstruct Ocean Avenue light rail line to Route 1 near California State University, San Francisco, in the City and County of San Francisco. Seven million dollars (\$7,000,000). The lead applicant is the San Francisco Municipal Transportation Agency.

(22) Route 101; environmental study for reconstruction of Doyle Drive, from Lombard ~~St./Richardson Street~~/Richardson Avenue to Route 1 Interchange in the City and County of San Francisco. Fifteen million dollars (\$15,000,000). The lead applicant is the department or the San Francisco County Transportation Authority.

(23) ~~CalTrain~~ Caltrain Peninsula Corridor; complete grade separations at Poplar Avenue ~~in~~ (San Mateo), 25th Avenue or vicinity (San Mateo), and Linden Avenue (South San Francisco) in San Mateo County. Fifteen million dollars (\$15,000,000). The lead applicant is the San Mateo County Transportation Authority.

(24) Vallejo Baylink Ferry; acquire low-emission ferryboats to expand Baylink Vallejo-San Francisco service in Solano County. Five million dollars (\$5,000,000). The lead applicant is the City of Vallejo.

(25) I-80/I-680/Route 12 Interchange in Fairfield in Solano County; 12 interchange complex in seven stages (Stage 1). Thirteen million dollars (\$13,000,000). The lead applicant is the department or the Solano Transportation Authority.

(26) ACE Commuter Rail; add siding on UPRR line in Livermore Valley in Alameda County. One million dollars (\$1,000,000). The lead applicant is the Alameda County Transportation Commission.

1 (27) Vasco Road Safety and Transit Enhancement Project in  
2 Alameda and Contra Costa Counties. Eleven million dollars  
3 (\$11,000,000). The lead applicant is Alameda County  
4 Transportation Commission.

5 (28) Parking Structure at Transit Village at Richmond BART  
6 Station in Contra Costa County. Five million dollars (\$5,000,000).  
7 The lead applicant is the City of Richmond.

8 (29) AC Transit; buy two fuel cell buses and fueling facility for  
9 demonstration project in Alameda and Contra Costa Counties.  
10 Eight million dollars (\$8,000,000). The lead applicant is the  
11 Alameda Contra Costa Transit District.

12 (30) Implementation of commuter rail passenger service from  
13 Cloverdale south to San Rafael and Larkspur in Marin and Sonoma  
14 Counties. Thirty-seven million dollars (\$37,000,000). The lead  
15 applicant is the Sonoma-Marín Area Transit Authority.

16 (31) Route 580; construct eastbound and westbound HOV lanes  
17 from Tassajara Road/Santa Rita Road to Vasco Road in Alameda  
18 County. Twenty-five million dollars (\$25,000,000). The lead  
19 applicant is the department or the Alameda County Transportation  
20 Commission.

21 (32) North Coast Railroad; repair and upgrade track to meet  
22 Class II (freight) standards in Napa, Sonoma, Marin, Mendocino,  
23 and Humboldt Counties. Sixty million dollars (\$60,000,000). The  
24 lead applicant is the North Coast Rail Authority. Except for the  
25 amounts specified in paragraph (1) of subdivision (a) and  
26 subdivision (b) of Section 14456.50, no part of the specified  
27 amount may be made available to the authority until it has made  
28 a full accounting to the commission demonstrating that the  
29 expenditure of funds provided to the authority in the Budget Act  
30 of 2000 (Chapter 52 of the Statutes of 2000) was consistent with  
31 the limitations placed on those funds in that Budget Act.

32 (33) Bus Transit; acquire low-emission buses for Los Angeles  
33 County MTA bus transit service. One hundred fifty million dollars  
34 (\$150,000,000). The lead applicant is the Los Angeles County  
35 Metropolitan Transportation Authority.

36 (34) Blue Line to Los Angeles; new rail line Pasadena to Los  
37 Angeles in Los Angeles County. Forty million dollars  
38 (\$40,000,000). The lead applicant is the Pasadena Metro Blue Line  
39 Construction Authority.



1 (35) Pacific Surfliner; triple track intercity rail line within Los  
2 Angeles County and add ~~run-through-tracks~~ *run-through tracks*  
3 through Los Angeles Union Station in Los Angeles County. One  
4 hundred million dollars (\$100,000,000). The lead applicant is the  
5 department.

6 (36) Los Angeles Eastside Transit Extension; build new light  
7 rail line in East Los Angeles, from Union Station to Atlantic via  
8 1st Street to Lorena in Los Angeles County. Two hundred thirty-six  
9 million dollars (\$236,000,000). The lead applicant is the Los  
10 Angeles County Metropolitan Transportation Authority.

11 (37) Los Angeles Mid-City Transit Improvements; build Bus  
12 Rapid Transit system or Light Rail Transit in  
13 Mid-City/Westside/Exposition Corridors in Los Angeles County.  
14 Two hundred fifty-six million dollars (\$256,000,000). The lead  
15 applicant is the Los Angeles County Metropolitan Transportation  
16 Authority.

17 (38) Los Angeles-San Fernando Valley Transit Extension; (A)  
18 build an East-West Bus Rapid Transit system in the  
19 Burbank-Chandler corridor, from North Hollywood to Warner  
20 Center. One hundred forty-five million dollars (\$145,000,000).  
21 (B) Build a North-South corridor bus transit project that interfaces  
22 with the foregoing East-West Burbank-Chandler Corridor project  
23 and with the Ventura Boulevard Rapid Bus project. One hundred  
24 million dollars (\$100,000,000). The lead applicant for both  
25 extension projects is the Los Angeles County Metropolitan  
26 Transportation Authority.

27 (39) Route 405; add northbound HOV lane over Sepulveda  
28 Pass, Route 10 to Route 101 in Los Angeles County. Ninety million  
29 dollars (\$90,000,000). The lead applicant is the department or the  
30 Los Angeles County Metropolitan Transportation Authority.

31 (40) Route 10; add HOV lanes on San Bernardino Freeway over  
32 Kellogg Hill, near Pomona, Route 605 to Route 57 in Los Angeles  
33 County. Ninety million dollars (\$90,000,000). The lead applicant  
34 is the department or the Los Angeles County Metropolitan  
35 Transportation Authority.

36 (41) Route 5; add HOV lanes on Golden State Freeway through  
37 San Fernando Valley, Route 170 (Hollywood Freeway) to Route  
38 14 (Antelope Valley Freeway) in Los Angeles County. Fifty million  
39 dollars (\$50,000,000). The lead applicant is the department or the  
40 Los Angeles County Metropolitan Transportation Authority.

(42) Route 5; widen Santa Ana Freeway to 10 lanes (two HOV + two mixed flow), Orange County line to Route 710, with related major arterial improvements, in Los Angeles County. One hundred twenty-five million dollars (\$125,000,000). The lead applicant is the department or the Los Angeles County Metropolitan Transportation Authority.

(43) Route 5; improve Carmenita Road Interchange in Norwalk in Los Angeles County. Seventy-one million dollars (\$71,000,000). The lead applicant is the department or the Los Angeles County Metropolitan Transportation Authority.

(44) Route 47 (Terminal Island Freeway); construct interchange at Ocean Boulevard Overpass in the City of Long Beach in Los Angeles County. Eighteen million four hundred thousand dollars (\$18,400,000). The lead applicant is the Port of Long Beach.

(45) Route 710; complete Gateway Corridor study, Los Angeles/Long Beach ports to Route 5 in Los Angeles County. Two million dollars (\$2,000,000). The lead applicant is the department.

(46) Route 1; reconstruct intersection at Route 107 in Torrance in Los Angeles County. Two million dollars (\$2,000,000). The lead applicant is the department or the Los Angeles County Metropolitan Transportation Authority.

(47) Route 101; California Street off-ramp in Ventura County. Fifteen million dollars (\$15,000,000). The lead applicant is the department or the City of San Buenaventura.

(48) Route 101; corridor analysis and PSR to improve corridor from Route 170 (North Hollywood Freeway) to Route 23 in Thousand Oaks (Ventura County) in Los Angeles and Ventura Counties. Three million dollars (\$3,000,000). The lead applicant is the department.

(49) Hollywood Intermodal Transportation Center; intermodal facility at Highland Avenue and Hawthorn Avenue in the City of Los Angeles. Ten million dollars (\$10,000,000). The lead applicant is the City of Los Angeles.

(50) Route 71; complete three miles of six-lane freeway through Pomona, from Route 10 to Route 60 in Los Angeles County. Thirty million dollars (\$30,000,000). The lead applicant is the department or the Los Angeles County Metropolitan Transportation Authority.

(51) Route 101/405; add auxiliary lane and widen ramp through freeway interchange in Sherman Oaks in Los Angeles County. Twenty-one million dollars (\$21,000,000). The lead applicant is

1 the department or the Los Angeles County Metropolitan  
2 Transportation Authority.

3 (52) Route 405; add HOV and auxiliary lanes for ~~4~~ *one* mile in  
4 West Los Angeles, from Waterford Avenue to Route 10 in Los  
5 Angeles County. Twenty-five million dollars (\$25,000,000). The  
6 lead applicant is the department or the Los Angeles County  
7 Metropolitan Transportation Authority.

8 (53) Automated Signal Corridors (ATSAC); improve 479  
9 automated signals in Victory/Ventura Corridor, and add 76 new  
10 automated signals in Sepulveda Boulevard and Route 118 Corridors  
11 in Los Angeles County. Sixteen million dollars (\$16,000,000).  
12 The lead applicant is the City of Los Angeles.

13 (54) Alameda Corridor East; build grade separations on  
14 Burlington Northern-Santa Fe and Union Pacific Railroad lines,  
15 downtown Los Angeles to Los Angeles County line in Los Angeles  
16 County. One hundred fifty million dollars (\$150,000,000). The  
17 lead applicant is the San Gabriel Valley Council of Governments.

18 (55) Alameda Corridor East; build grade separations on  
19 Burlington Northern-Santa Fe and Union Pacific Railroad lines,  
20 with rail-to-rail separation at Colton through San Bernardino  
21 County. Ninety-five million dollars (\$95,000,000). The lead  
22 applicant is the San Bernardino Associated Governments.

23 (56) Metrolink; track and signal improvements on Metrolink;  
24 San Bernardino line in San Bernardino County. Fifteen million  
25 dollars (\$15,000,000). The lead applicant is the Southern California  
26 Regional Rail Authority.

27 (57) Route 215; add HOV lanes through downtown San  
28 Bernardino, Route 10 to Route 30 in San Bernardino County.  
29 Twenty-five million dollars (\$25,000,000). The lead applicant is  
30 the department or the San Bernardino County Transportation  
31 Commission.

32 (58) Route 10; widen freeway to eight lanes through Redlands,  
33 Route 30 to Ford Street in San Bernardino County. Ten million  
34 dollars (\$10,000,000). The lead applicant is the department or the  
35 San Bernardino County Transportation Commission.

36 (59) Route 10; Live Oak Canyon Interchange, including, but  
37 not limited to, the 14th Street Bridge over Wilson Creek, in the  
38 City of Yucaipa in San Bernardino County. Eleven million dollars  
39 (\$11,000,000). The lead applicant is the department or the San  
40 Bernardino County Transportation Commission.

1 (60) Route 15; southbound truck climbing lane at two locations  
2 in San Bernardino County. Ten million dollars (\$10,000,000). The  
3 lead applicant is the department or the San Bernardino County  
4 Transportation Commission.

5 (61) Route 10; reconstruct Apache Trail Interchange east of  
6 Banning in Riverside County. Thirty million dollars (\$30,000,000).  
7 The lead applicant is the department or the Riverside County  
8 Transportation Commission.

9 (62) Route 91; add HOV lanes through downtown Riverside,  
10 Mary Street to Route 60/215 junction in Riverside County. Forty  
11 million dollars (\$40,000,000). The lead applicant is the department  
12 or the Riverside County Transportation Commission.

13 (63) Route 60; add seven miles of HOV lanes west of Riverside,  
14 Route 15 to Valley Way in Riverside County. Twenty-five million  
15 dollars (\$25,000,000). The lead applicant is the department or the  
16 Riverside County Transportation Commission.

17 (64) Route 91; improve the Green River Interchange and add  
18 auxiliary lane and connector ramp east of the Green River  
19 Interchange to northbound Route 71 in Riverside County. Five  
20 million dollars (\$5,000,000). The lead applicant is the department  
21 or the Riverside County Transportation Commission.

22 (70) Route 22; add HOV lanes on Garden Grove Freeway, Route  
23 I-405 to Route 55 in Orange County. Two hundred six million five  
24 hundred thousand dollars (\$206,500,000). The lead applicant is  
25 the department or the Orange County Transportation Authority.

26 (73) Alameda Corridor East; (Orangethorpe Corridor) build  
27 grade separations on Burlington Northern-Santa Fe line, Los  
28 Angeles County line through Santa Ana Canyon in Orange County.  
29 Twenty-eight million dollars (\$28,000,000). The lead applicant is  
30 the Orange County Transportation Authority.

31 (74) Pacific Surfliner; double track intercity rail line within San  
32 Diego County, add maintenance yard in San Diego County.  
33 Forty-seven million dollars (\$47,000,000). The lead applicant is  
34 the department or North County Transit District.

35 (75) San Diego Transit Buses; acquire about 85 low-emission  
36 buses for San Diego transit service in San Diego County. Thirty  
37 million dollars (\$30,000,000). The lead applicant is the San Diego  
38 Metropolitan Transit Development Board.

1 (76) Coaster Commuter Rail; acquire one new train set to expand  
2 commuter rail in San Diego County. Fourteen million dollars  
3 (\$14,000,000). The lead applicant is North County Transit District.

4 (77) Route 94; complete environmental studies to add capacity  
5 to Route 94 corridor, downtown San Diego to Route 125 in Lemon  
6 Grove in San Diego County. Twenty million dollars (\$20,000,000).  
7 The lead applicant is the department or San Diego Association of  
8 Governments.

9 (78) East Village access; improve access to light rail from new  
10 in-town East Village development in San Diego County. Fifteen  
11 million dollars (\$15,000,000). The lead applicant is the San Diego  
12 Metropolitan Transit Development Board.

13 (79) North County Light Rail; build new 20-mile light rail line  
14 from Oceanside to Escondido in San Diego County. Eighty million  
15 dollars (\$80,000,000). The lead applicant is North County Transit  
16 District.

17 (80) Mid-Coast Light Rail; extend Old Town light rail line—  
18 *six* miles to Balboa Avenue in San Diego County. Ten million  
19 dollars (\$10,000,000). The lead applicant is the San Diego  
20 Metropolitan Transit Development Board.

21 (81) San Diego Ferry; acquire low-emission high-speed  
22 ferryboat for new off-coast service between San Diego and  
23 Oceanside in San Diego County. Five million dollars (\$5,000,000).  
24 The lead applicant is the Port of San Diego.

25 (82) Routes 5/805; reconstruct and widen freeway interchange,  
26 Genesee Avenue to Del Mar Heights Road in San Diego County.  
27 Twenty-five million dollars (\$25,000,000). The lead applicant is  
28 the department or the San Diego Association of Governments.

29 (83) Route 15; add high-tech managed lane on I-15 freeway  
30 north of San Diego (Stage 1) from Route 163 to Route 78 in San  
31 Diego County. Seventy million dollars (\$70,000,000). The lead  
32 applicant is the department or the San Diego Association of  
33 Governments.

34 (84) Route 52; build four miles of new six-lane freeway to  
35 Santee, Mission Gorge to Route 67 in San Diego County. Forty-five  
36 million dollars (\$45,000,000). The lead applicant is the department  
37 or the San Diego Association of Governments.

38 (85) Route 56; construct approximately five miles of new  
39 freeway alignment between I-5 and I-15 from Carmel Valley to  
40 Rancho Penasquitos in the City of San Diego in San Diego County.

1 Twenty-five million dollars (\$25,000,000). The lead applicant is  
2 the department or the San Diego Association of Governments.  
3 (86) Route 905; build new six-lane freeway on Otay Mesa,  
4 Route 805 to Mexico Port of Entry in San Diego County.  
5 Twenty-five million dollars (\$25,000,000). The lead applicant is  
6 the department or the San Diego Association of Governments.  
7 (87) Routes 94/125; build two new freeway connector ramps  
8 at Route 94/125 in Lemon Grove in San Diego County. Sixty  
9 million dollars (\$60,000,000). The lead applicant is the department  
10 or the San Diego Association of Governments.  
11 (88) Route 5; realign freeway at Virginia Avenue, approaching  
12 San Ysidro Port of Entry to Mexico in San Diego County. Ten  
13 million dollars (\$10,000,000). The lead applicant is the department  
14 or the San Diego Association of Governments.  
15 (89) Route 99; improve Shaw Avenue Interchange in northern  
16 Fresno in Fresno County. Five million dollars (\$5,000,000). The  
17 lead applicant is the department or the Council of Fresno County  
18 Governments.  
19 (90) Route 99; widen freeway to six lanes, Kingsburg to Selma  
20 in Fresno County. Twenty million dollars (\$20,000,000). The lead  
21 applicant is the department or the Council of Fresno County  
22 Governments.  
23 (91) Route 180; build new expressway east of Clovis, Clovis  
24 Avenue to Temperance Avenue in Fresno County. Twenty million  
25 dollars (\$20,000,000). The lead applicant is the department or the  
26 Council of Fresno County Governments.  
27 (92) San Joaquin Corridor; improve track and signals along San  
28 Joaquin intercity rail line near Hanford in Kings County. Ten  
29 million dollars (\$10,000,000). The lead applicant is the department.  
30 (93) Route 180; complete environmental studies to extend Route  
31 180 westward from Mendota to I-5 in Fresno County. Seven  
32 million dollars (\$7,000,000). The lead applicant is the department  
33 or the Council of Fresno County Governments.  
34 (94) Route 43; widen to four-lane expressway from Kings  
35 County line to Route 99 in Selma in Fresno County. Five million  
36 dollars (\$5,000,000). The lead applicant is the department or the  
37 Council of Fresno County Governments.  
38 (95) Route 41; add auxiliary lane/operational improvements  
39 and improve ramps at Friant Road Interchange in Fresno in Fresno

County. Ten million dollars (\$10,000,000). The lead applicant is the department or the Council of Fresno County Governments.

(96) Friant Road; widen to four lanes from Copper Avenue to Road 206 in Fresno County. Ten million dollars (\$10,000,000). The lead applicant is the County of Fresno.

(97) Operational improvements on Shaw Avenue, Chestnut Avenue, Willow Avenue, and Barstow Avenue near California State University at Fresno in Fresno County. Ten million dollars (\$10,000,000). The lead applicant is the California State University at Fresno. Of the amount authorized under this paragraph, the sum of two million dollars (\$2,000,000) shall be transferred to the California State University at Fresno for the purposes of funding preliminary plans, working drawings, or both of those, and related program management costs for the Fresno Events Center.

(98) Peach Avenue; widen to four-lane arterial and add pedestrian overcrossings for three schools in Fresno County. Ten million dollars (\$10,000,000). The lead applicant is the City of Fresno.

(99) San Joaquin Corridor; improve track and signals along San Joaquin intercity rail line in seven counties. Fifteen million dollars (\$15,000,000). The lead applicant is the department.

(100) San Joaquin Valley Emergency Clean Air Attainment Program; incentives for the reduction of emissions from heavy-duty diesel engines operating within the eight-county San Joaquin Valley region. Twenty-five million dollars (\$25,000,000). The lead applicant is the San Joaquin Valley Unified Air Pollution Control District.

(101) Santa Cruz Metropolitan Transit District bus fleet; acquisition of low-emission buses. Three million dollars (\$3,000,000). The lead applicant is the Santa Cruz Metropolitan Transit District.

(102) Route 101 access; State Street smart corridor Advanced Traffic Corridor System (ATSC) technology in Santa Barbara County. One million three hundred thousand dollars (\$1,300,000). The lead applicant is the City of Santa Barbara.

(103) Route 99; improve interchange at Seventh Standard Road, north of Bakersfield in Kern County. Eight million dollars (\$8,000,000). The lead applicant is the department or Kern Council of Governments.

1 (104) Route 99; build seven miles of new six-lane freeway south  
2 of Merced, Buchanan Hollow Road to Healey Road in Merced  
3 County. Five million dollars (\$5,000,000). The lead applicant is  
4 the department or the Merced County Association of Governments.

5 (105) Route 99; build two miles of new six-lane freeway,  
6 Madera County line to Buchanan Hollow Road in Merced County.  
7 Five million dollars (\$5,000,000). The lead applicant is the  
8 department or the Merced County Association of Governments.

9 (106) Campus Parkway; build new arterial in Merced County  
10 from Route 99 to Bellevue Road. Twenty-three million dollars  
11 (\$23,000,000). The lead applicant is the County of Merced.

12 (107) Route 205; widen freeway to six lanes, Tracy to I-5 in  
13 San Joaquin County. Twenty-five million dollars (\$25,000,000).  
14 The lead applicant is the department or the San Joaquin Council  
15 of Governments.

16 (108) Route 5; add northbound lane to freeway through  
17 Mossdale “Y”, Route 205 to Route 120 in San Joaquin County.  
18 Seven million dollars (\$7,000,000). The lead applicant is the  
19 department or the San Joaquin Council of Governments.

20 (109) Route 132; build four miles of new four-lane expressway  
21 in Modesto from Dakota Avenue to Route 99 and improve Route  
22 99 Interchange in Stanislaus County. Twelve million dollars  
23 (\$12,000,000). The lead applicant is the department or the  
24 Stanislaus Council of Governments.

25 (110) Route 132; build 3.5 miles of new four-lane expressway  
26 from Route 33 to the San Joaquin county line in Stanislaus and  
27 San Joaquin Counties. Two million dollars (\$2,000,000). The lead  
28 applicant is the department or the Stanislaus Council of  
29 Governments.

30 (111) Route 198; build 10 miles of new four-lane expressway  
31 from Route 99 to Hanford in Kings and Tulare Counties. Fourteen  
32 million dollars (\$14,000,000). The lead applicant is the department  
33 or the Kings County Association of Governments.

34 (112) Jersey Avenue; widen from 17th Street to 18th Street in  
35 Kings County. One million five hundred thousand dollars  
36 (\$1,500,000). The lead applicant is Kings County.

37 (113) Route 46; widen to four lanes for 33 miles from Route 5  
38 to San Luis Obispo County line in Kern County. Thirty million  
39 dollars (\$30,000,000). The lead applicant is the department or the  
40 Kern Council of Governments.



1 (114) Route 65; add four passing lanes, intersection  
2 improvement, and conduct environmental studies for ultimate  
3 widening to four lanes from Route 99 in Bakersfield to Tulare  
4 County line in Kern County. Twelve million dollars (\$12,000,000).  
5 The lead applicant is the department or the Kern Council of  
6 Governments.

7 (115) South Line Light Rail; extend South Line three miles  
8 towards Elk Grove, from Meadowview Road to Calvine Road in  
9 Sacramento County. Seventy million dollars (\$70,000,000). The  
10 lead applicant is the Sacramento Regional Transit District.

11 (116) Route 80 Light Rail Corridor; double-track Route 80 light  
12 rail line for express service in Sacramento County. Twenty-five  
13 million dollars (\$25,000,000). The lead applicant is the Sacramento  
14 Regional Transit District.

15 (117) Folsom Light Rail; extend light rail tracks from 7th Street  
16 and K Street to the Amtrak Depot in downtown Sacramento, and  
17 extend Folsom light rail from Mather Field Station to downtown  
18 Folsom. Add a new vehicle storage and maintenance facility in  
19 the area between the Sunrise Boulevard and Hazel Avenue Stations  
20 in Sacramento County. Twenty million dollars (\$20,000,000). The  
21 lead applicant is the Sacramento Regional Transit District.

22 (118) Sacramento Emergency Clean Air/Transportation Plan  
23 (SECAT); incentive for the reduction of emissions from heavy-duty  
24 diesel engines operating within the Sacramento region. Fifty  
25 million dollars (\$50,000,000). The lead applicant is the Sacramento  
26 Area Council of Governments.

27 (119) Convert Sacramento Regional Transit bus fleet to low  
28 emission and provide Yolo bus service by the Yolo County  
29 Transportation District; acquire approximately 50 replacement  
30 low-emission buses for service in Sacramento and Yolo Counties.  
31 Nineteen million dollars (\$19,000,000). The lead applicants are  
32 the Sacramento Regional Transit District, the Sacramento Area  
33 Council of Governments, and the Yolo County Transportation  
34 District.

35 (121) Metropolitan Bakersfield System Study; to reduce  
36 congestion in the City of Bakersfield. Three hundred fifty thousand  
37 dollars (\$350,000). The lead applicant is the Kern ~~County~~ Council  
38 of Governments.

- 1 (122) Route 65; widening project from 7th Standard Road to  
2 Route 190 in Porterville. Three million five hundred thousand  
3 dollars (\$3,500,000). The lead applicant is the County of Tulare.
- 4 (123) Oceanside Transit Center; parking structure. One million  
5 five hundred thousand dollars (\$1,500,000). The lead applicant is  
6 the City of Oceanside.
- 7 (126) Route 50/Watt Avenue Interchange; widening of  
8 overcrossing and modifications to interchange. Seven million  
9 dollars (\$7,000,000). The lead applicant is the County of  
10 Sacramento.
- 11 (127) Route 85/Route 87; interchange completion; addition of  
12 two direct connectors for southbound Route 85 to northbound  
13 Route 87 and southbound Route 87 to northbound Route 85. Three  
14 million five hundred thousand dollars (\$3,500,000). The lead  
15 applicant is the City of San Jose.
- 16 (128) Airport Road; reconstruction and intersection improvement  
17 project. Three million dollars (\$3,000,000). The lead applicant is  
18 the County of Shasta.
- 19 (129) Route 62; traffic and pedestrian safety and utility  
20 undergrounding project in right-of-way of Route 62. Three million  
21 two hundred thousand dollars (\$3,200,000). The lead applicant is  
22 the Town of Yucca Valley.
- 23 (133) Feasibility studies for grade separation projects for Union  
24 Pacific Railroad at Elk Grove Boulevard and Bond Road. One  
25 hundred fifty thousand dollars (\$150,000). The lead applicant is  
26 the City of Elk Grove.
- 27 (134) Route 50/Sunrise Boulevard; interchange modifications.  
28 Three million dollars (\$3,000,000). The lead applicant is the  
29 County of Sacramento.
- 30 (135) Route 99/Sheldon Road; interchange project;  
31 reconstruction and expansion. Three million dollars (\$3,000,000).  
32 The lead applicant is the County of Sacramento.
- 33 (138) Cross Valley Rail; upgrade track from Visalia to Huron.  
34 Four million dollars (\$4,000,000). The lead applicant is the Cross  
35 Valley Rail Corridor Joint Powers Authority.
- 36 (139) Balboa Park BART Station; ~~phase~~ Phase I expansion. Six  
37 million dollars (\$6,000,000). The lead applicant is the San  
38 Francisco Bay Area Rapid Transit District.

1 (140) City of Goshen; overpass for Route 99. One million five  
2 hundred thousand dollars (\$1,500,000). The lead applicant is the  
3 department.

4 (141) Union City; pedestrian bridge over Union Pacific rail  
5 lines. Two million dollars (\$2,000,000). The lead applicant is the  
6 City of Union City.

7 (142) West Hollywood; repair, maintenance, and mitigation of  
8 Santa Monica Boulevard. Two million dollars (\$2,000,000). The  
9 lead applicant is the City of West Hollywood.

10 (144) Seismic retrofit of the national landmark Golden Gate  
11 Bridge. Five million dollars (\$5,000,000). The lead applicant is  
12 the Golden Gate Bridge, Highway and Transportation District.

13 (145) Construction of a new siding in Sun Valley between  
14 Sheldon Street and Sunland Boulevard. Six million five hundred  
15 thousand dollars (\$6,500,000). The lead applicant is the Southern  
16 California Regional Rail Authority.

17 (146) Construction of Palm Drive Interchange. Ten million  
18 dollars (\$10,000,000). The lead applicant is the Coachella Valley  
19 Association of Governments.

20 (148) Route 98; widening of ~~8~~ *eight* miles between Route 111  
21 and Route 7 from ~~2~~ *two* lanes to ~~4~~ *four* lanes. Ten million dollars  
22 (\$10,000,000). The lead applicant is the department.

23 (149) Purchase of low-emission buses for express service on  
24 Route 17. Three million seven hundred fifty thousand dollars  
25 (\$3,750,000). The lead applicant is the Santa Cruz Metropolitan  
26 Transit District.

27 (150) Renovation or rehabilitation of Santa Cruz Metro Center.  
28 One million dollars (\$1,000,000). The lead applicant is the Santa  
29 Cruz Metropolitan Transit District.

30 (151) Purchase of ~~5~~ *five* alternative fuel buses for the Pasadena  
31 Area Rapid Transit System. One million one hundred thousand  
32 dollars (\$1,100,000). The lead applicant is the Pasadena Area  
33 Rapid Transit System.

34 (152) Pasadena Blue Line transit-oriented mixed-use  
35 development. One million five hundred thousand dollars  
36 (\$1,500,000). The lead applicant is the City of South Pasadena.

37 (153) Pasadena Blue Line utility relocation. Five hundred fifty  
38 thousand dollars (\$550,000). The lead applicant is the City of South  
39 Pasadena.

1 (154) Route 134/I-5 Interchange study. One hundred thousand  
2 dollars (\$100,000). The lead applicant is the department.

3 (156) Seismic retrofit and core segment improvements for the  
4 Bay Area Rapid Transit system. Twenty million dollars  
5 (\$20,000,000). The lead applicant is the San Francisco Bay Area  
6 Rapid Transit District.

7 (157) Route 12; Congestion relief improvements from Route  
8 29 to I-80 through Jamison Canyon. Seven million dollars  
9 (\$7,000,000). The lead applicant is the department.

10 (158) Remodel the intersection of Olympic Boulevard, Mateo  
11 Street, and Porter Street and install a new traffic signal. Two  
12 million dollars (\$2,000,000). The lead applicant is the City of Los  
13 Angeles.

14 (159) Route 101; redesign and construction of Steele Lane  
15 Interchange. Six million dollars (\$6,000,000). The lead applicant  
16 is the department or the Sonoma County Transportation Authority.

17 (b) As used in this section, “route” is a state highway route as  
18 identified in Article 3 (commencing with Section 300) of Chapter  
19 2 of Division 1 of the Streets and Highways Code.

20 SEC. 3. Section 21669.6 of the Public Utilities Code is  
21 amended to read:

22 21669.6. Hearings under this article required by the provisions  
23 of Sections 21666, 21668, 21668.2, and 21669, or regulations  
24 adopted pursuant to those provisions, shall be conducted pursuant  
25 to Chapter 5 (commencing with Section 11500) of Part 1 of  
26 Division 3 of Title 2 of the Government Code.

27 SEC. 4. Section 24908 of the Public Utilities Code is amended  
28 to read:

29 24908. (a) The board may, by ordinance or resolution, provide  
30 that each director shall be paid a sum that shall not exceed one  
31 thousand dollars (\$1,000) for each calendar month that he or she  
32 serves as a director. The board may, by ordinance or resolution,  
33 provide for an adjustment to the monthly compensation based upon  
34 the percentage increase in the California Consumer Price Index,  
35 as calculated by the Department of Finance, for each calendar year  
36 following the operative date of the last adjustment. The adjustment  
37 shall not become effective until the next regular election of the  
38 directors following the adoption of the ordinance or resolution.

39 (b) The ordinance or resolution to authorize a monthly stipend  
40 pursuant to subdivision (a), in lieu of per-meeting compensation,

1 shall include a requirement that a director may receive a monthly  
2 stipend for a given month only if he or she attends all scheduled  
3 and noticed regular board meetings for that month. For those  
4 directors meeting this attendance requirement, the amount of one  
5 hundred dollars (\$100) shall be deducted from the stipend for  
6 failure to attend each meeting of a committee on which he or she  
7 serves that month. In any month that a director fails to meet these  
8 attendance requirements, that director may be compensated at the  
9 rate of one hundred dollars (\$100) per board or committee meeting  
10 attended, not to exceed five hundred dollars (\$500) for that month.

11 (c) For the purpose of this section, a director who misses a  
12 scheduled and noticed meeting of the board or committee while  
13 attending to official district business pursuant to authorization shall  
14 be deemed to have attended the meeting.

15 (d) The ordinance or resolution may provide for not more than  
16 two excused absences during a calendar year without disqualifying  
17 the director for a monthly stipend.

18 (e) In addition to the compensation otherwise provided in this  
19 section, each director may be allowed necessary traveling and  
20 personal expenses incurred solely as a result of the performance  
21 of his or her duties, in amounts as may be authorized by the board.  
22 Reimbursement for these expenses is subject to Sections 53232.2  
23 and 53232.3 of the Government Code.

24 SEC. 5. Section 29034.7 of the Public Utilities Code is  
25 amended to read:

26 29034.7. (a) Not later than December 31, 1991, the district  
27 shall proceed to commence construction of an extension of its  
28 facilities to Dublin if an agreement is then existing between the  
29 district and the Alameda County Transportation Commission to  
30 provide funding for that extension in accordance with the Alameda  
31 County Transportation Expenditure Plan adopted pursuant to  
32 Section 131055.

33 (b) Not later than December 31, 1991, the district shall proceed  
34 to commence construction of an extension of its facilities to Warm  
35 Springs, subject to each of the following conditions:

36 (1) The Dublin extension is fully funded and ready for  
37 implementation.

38 (2) Appropriate federal and environmental approvals are  
39 obtained in a timely manner.

(3) Adequate funding is available from the sources described in subdivision (c).

(c) In order to meet the objective of completing construction of the Dublin and Warm Springs extensions of the district's facilities, as contemplated by the Alameda County Transportation Expenditure Plan, the board of directors of the district shall take the following actions:

(1) Set aside, for expenditure on those projects, not less than fifty-eight million dollars (\$58,000,000) from the district's reserve funds.

(2) Commit for expenditure on those projects, an additional amount of not less than one hundred twenty-six million dollars (\$126,000,000) if, pursuant to an agreement between the district and the San Mateo County Transit District, the district is to receive two hundred million dollars (\$200,000,000) as a capital contribution from the San Mateo County Transit District.

(3) Seek additional funding as may be available from an increase in San Francisco Bay area bridge tolls pursuant to Chapter 406 of the Statutes of 1988, together with funding from state and other sources, to provide not less than six hundred two million dollars (\$602,000,000) to fund the Dublin and Warm Springs extensions as provided for in the Alameda County Transportation Expenditure Plan.

(d) It is the intent of the Legislature, if funding, as provided for in the Alameda County Transportation Expenditure Plan and pursuant to paragraphs (2) and (3) of subdivision (c), ~~do~~ does not become available to the district for the full extension of service and facilities described in subdivisions (a) and (b), that the district nevertheless undertake to provide the described extensions to the extent that available funding permits.

SEC. 6. Section 29035.5 of the Public Utilities Code is amended to read:

29035.5. Metropolitan Transportation Commission Resolution 3434, in December 2001, established the following Regional Transit Expansion Program for the San Francisco Bay area:

(a) BART to Warm Springs, sponsored by the Bay Area Rapid Transit District.

(b) BART from Warm Springs to Milpitas, San Jose, and Santa Clara, sponsored by the Santa Clara Valley Transportation Authority.

(c) San Francisco Muni Third Street Light-Rail Transit Project:  
Phase 2-New Central Subway, sponsored by the San Francisco  
County Transportation Authority and San Francisco Muni.

(d) BART/Oakland Airport Connector, sponsored by the Bay  
Area Rapid Transit District.

(e) ~~CalTrain~~-*Caltrain* Downtown Extension/Rebuilt Transbay  
Terminal, sponsored by the San Francisco County Transportation  
Authority.

(f) Caltrain Rapid Rail/Electrification, sponsored by the Joint  
Powers Board-~~(CalTrain)~~ (*Caltrain*).

(g) ~~CalTrain~~-*Caltrain* Express/Phase 1, sponsored by the Joint  
Powers Board-~~(CalTrain)~~ (*Caltrain*).

(h) Downtown to East Valley Light-Rail and Bus Rapid Transit:  
Phases 1 and 2, sponsored by the Santa Clara Valley Transportation  
Authority.

(i) Capitol Corridor: Phase 1 Expansion, sponsored by the  
Capitol Corridor Joint Powers Authority.

(j) AC Transit Oakland/San Leandro Bus Rapid Transit: Phase  
1 (Enhanced Bus), sponsored by AC Transit.

(k) Regional Express Bus: Phase 1, sponsored by the  
Metropolitan Transportation Commission.

(l) Dumbarton Rail, sponsored by the Joint Powers Board  
~~(CalTrain)~~ (*Caltrain*).

(m) BART/East Contra Costa Rail Extension, sponsored by the  
Contra Costa Transportation Authority and BART.

(n) BART/Tri-Valley Rail Extension, sponsored by the Alameda  
County Transportation Commission and BART.

(o) Altamont Commuter Express (ACE): Service Expansion,  
sponsored by the Altamont Commuter Express.

(p) ~~CalTrain~~-*Caltrain* Express: Phase 2, sponsored by the Joint  
Powers Board-~~(CalTrain)~~ (*Caltrain*).

(q) Capitol Corridor: Phase 2 Enhancements, sponsored by the  
Capitol Corridor Joint Powers Authority.

(r) Sonoma-Marin Rail, sponsored by Sonoma-Marin Area Rail  
Transit.

(s) AC Transit Enhanced Bus: Hesperian/Foothill/MacArthur  
Corridors, sponsored by AC Transit.

SEC. 7. Section 99221 of the Public Utilities Code is amended  
to read:

99221. It is the intent of the Legislature to improve existing public transportation services and encourage regional public transportation coordination. The Legislature recognizes that in the Southern California Rapid Transit District a unique factual situation exists where several municipal bus systems are providing essential local transportation services within the operating territory of the district, which was created by the Legislature to provide areawide coordinated public transportation services. Within the Southern California Rapid Transit District, as with all transportation service improvements in the County of Los Angeles, the Los Angeles County Metropolitan Transportation Authority shall be the governmental entity responsible to establish a unified or officially coordinated public transportation system as part of the comprehensively planned development of the urban area. Both the Southern California Rapid Transit District and the included municipalities that operate bus systems within the jurisdiction of the district are permitted to file claims pursuant to this chapter upon the local transportation fund of the County of Los Angeles; provided, however, any approved claim shall not be allowed for the purpose of the establishment by the included municipal operator after January 1, 1980, of new transportation services that do not meet the criteria established by the Los Angeles County Metropolitan Transportation Authority for the development of new services. It is the intent of the Legislature that the Southern California Rapid Transit District should not be inhibited in its effort to improve transit services within the region by the expansion outside the reserved service areas of the several municipal bus systems of the involved municipalities. The policy of the Legislature is that new services to meet public transportation needs outside of the municipalities presently operating bus systems which do not compete with, or divert patronage from, an existing operating bus system of an included municipal applicant under Section 99280, shall be provided and controlled by the Southern California Rapid Transit District, in complete cooperation and coordination with the Los Angeles County Metropolitan Transportation Authority, in its role as the responsible public agency for providing public transportation systems and facilities within the region.

SEC. 8. Section 99313.1 of the Public Utilities Code is amended to read:



1 99313.1. (a) A transportation planning agency, a county  
2 transportation commission, or the San Diego Metropolitan Transit  
3 Development Board may transfer any funds that it receives  
4 pursuant to Section 99313 to another transportation planning  
5 agency, county transportation commission, or the San Diego  
6 Metropolitan Transit Development Board. Any funds transferred  
7 pursuant to this section shall be used only for the purposes  
8 authorized by this chapter and are subject to all statutes and rules  
9 and regulations applicable to funds allocated pursuant to Section  
10 99313.

11 (b) If one transfer has been completed between a transportation  
12 planning agency, a county transportation commission, or the San  
13 Diego Metropolitan Transit Development Board, pursuant to this  
14 section, no other transfer may be made between the same parties.

15 (c) In the event of a transfer of funds to the Los Angeles County  
16 Metropolitan Transportation Authority pursuant to this section,  
17 the amount of that transfer, if any, which exceeds the amount of  
18 funds transferred at that time by the Los Angeles County  
19 Metropolitan Transportation Authority to the transferring  
20 transportation planning agency, county transportation commission,  
21 or the San Diego Metropolitan Transit Development Board, may  
22 not be used for the purpose of funding an exclusive public mass  
23 transit guideway system project. The Los Angeles County  
24 Metropolitan Transportation Authority shall report to the Senate  
25 Committee on Transportation and Housing and the Assembly  
26 Committee on Transportation on the expenditure of any funds  
27 received by it pursuant to a transfer made pursuant to this section.

28 SEC. 9. Section 99633 of the Public Utilities Code is amended  
29 to read:

30 99633. Sixty-one million dollars (\$61,000,000) shall be  
31 allocated to the Alameda County Transportation Commission for  
32 expenditure on rail projects of the San Francisco Bay Area Rapid  
33 Transit District and other rail projects within Alameda County, as  
34 determined by the authority. Projects funded pursuant to this  
35 section shall be consistent with the new rail starts and extensions  
36 plan of the Metropolitan Transportation Commission.

37 SEC. 10. Section 132352.6 of the Public Utilities Code is  
38 repealed.

39 SEC. 11. Section 132820 of the Public Utilities Code is  
40 amended to read:

1 132820. The commission may do any of the following:

2 (a) Use up to 3 percent of the revenues in the local transportation  
3 fund for the purpose of carrying out its planning and programming  
4 responsibilities.

5 (b) Sue and be sued.

6 (c) Enter into contracts with qualified vendors to further the  
7 purposes of the commission.

8 (d) Do any and all things necessary to carry out the purposes of  
9 this division.

10 SEC. 12. Section 149.5 of the Streets and Highways Code is  
11 amended to read:

12 149.5. (a) (1) Notwithstanding Sections 149 and 30800 of  
13 this code, and Section 21655.5 of the Vehicle Code, the Sunol  
14 Smart Carpool Lane Joint Powers Authority (SSCLJPA), consisting  
15 of the Alameda County Transportation Commission and the Santa  
16 Clara Valley Transportation Authority, may conduct, administer,  
17 and operate a value pricing high-occupancy vehicle program on  
18 the Sunol Grade segment of State Highway Route 680 (Interstate  
19 680) in Alameda and Santa Clara Counties and the Alameda  
20 County Transportation Commission may conduct, administer, and  
21 operate a program on a corridor within Alameda County for a  
22 maximum of two transportation corridors in Alameda County  
23 pursuant to this section in coordination with the Metropolitan  
24 Transportation Commission and consistent with Section 21655.6  
25 of the Vehicle Code.

26 (2) The program, under the circumstances described in  
27 subdivision (b), may direct and authorize the entry and use of the  
28 high-occupancy vehicle lanes in the corridors identified in  
29 paragraph (1) by single-occupant vehicles for a fee. The fee  
30 structure for each corridor shall be established from time to time  
31 by the administering agency. A high-occupancy vehicle lane may  
32 only be operated as a high-occupancy toll (HOT) lane during the  
33 hours that the lane is otherwise restricted to use by high-occupancy  
34 vehicles.

35 (3) The administering agency for each corridor shall enter into  
36 a cooperative agreement with the Bay Area Toll Authority to  
37 operate and manage the electronic toll collection system.

38 (b) Implementation of the program shall ensure that Level of  
39 Service C, as measured by the most recent issue of the Highway  
40 Capacity Manual, as adopted by the Transportation Research

1 Board, is maintained at all times in the high-occupancy vehicle  
2 lanes, except that subject to a written agreement between the  
3 department and the administering agency that is based on operating  
4 conditions of the high-occupancy vehicle lanes, Level of Service  
5 D shall be permitted on the high-occupancy vehicle lanes. If Level  
6 of Service D is permitted, the department and the administering  
7 agency shall evaluate the impacts of these levels of service on the  
8 high-occupancy vehicle lanes, and indicate any effects on the  
9 mixed-flow lanes. Continuance of Level of Service D operating  
10 conditions shall be subject to the written agreement between the  
11 department and the administering agency. Unrestricted access to  
12 the lanes by high-occupancy vehicles shall be available at all times.  
13 At least annually, the department shall audit the level of service  
14 during peak traffic hours and report the results of that audit at  
15 meetings of the administering agency.

16 (c) Single-occupant vehicles that are certified or authorized by  
17 the administering agency for entry into, and use of, the  
18 high-occupancy vehicle lanes identified in paragraph (1) of  
19 subdivision (a) are exempt from Section 21655.5 of the Vehicle  
20 Code, and the driver shall not be in violation of the Vehicle Code  
21 because of that entry and use.

22 (d) The administering agency shall carry out the program in  
23 cooperation with the department pursuant to a cooperative  
24 agreement that addresses all matters related to design, construction,  
25 maintenance, and operation of state highway system facilities in  
26 connection with the value pricing high-occupancy vehicle program.  
27 With the assistance of the department, the administering agency  
28 shall establish appropriate traffic flow guidelines for the purpose  
29 of ensuring optimal use of the high-occupancy toll lanes by  
30 high-occupancy vehicles without adversely affecting other traffic  
31 on the state highway system.

32 (e) (1) Agreements between the administering agency, the  
33 department, and the Department of the California Highway Patrol  
34 shall identify the respective obligations and liabilities of those  
35 entities and assign them responsibilities relating to the program.  
36 The agreements entered into pursuant to this section shall be  
37 consistent with agreements between the department and the United  
38 States Department of Transportation relating to programs of this  
39 nature. The agreements shall include clear and concise procedures  
40 for enforcement by the Department of the California Highway

1 Patrol of laws prohibiting the unauthorized use of the  
2 high-occupancy vehicle lanes, which may include the use of video  
3 enforcement. The agreements shall provide for reimbursement of  
4 state agencies, from revenues generated by the program, or other  
5 funding sources that are not otherwise available to state agencies  
6 for transportation-related projects, for costs incurred in connection  
7 with the implementation or operation of the program.

8 (2) The revenue generated from the program shall be available  
9 to the administering agency for the direct expenses related to the  
10 operation (including collection and enforcement), maintenance,  
11 construction, and administration of the program. Administrative  
12 expenses shall not exceed 3 percent of the revenues.

13 (3) All net revenue generated by the program that remains after  
14 payment of direct expenses pursuant to paragraph (2) shall be  
15 allocated pursuant to an expenditure plan adopted biennially by  
16 the administering agency for transportation purposes within the  
17 program area. The expenditure plan may include funding for the  
18 following:

19 (A) The construction of high-occupancy vehicle facilities,  
20 including the design, preconstruction, construction, and other  
21 related costs of the northbound Interstate 680 Sunol Smart Carpool  
22 Lane project.

23 (B) Transit capital and operations that directly serve the  
24 authorized corridors.

25 (f) (1) The administering agency may issue bonds, refunding  
26 bonds, or bond anticipation notes, at any time to finance  
27 construction and construction-related expenditures of programs  
28 adopted pursuant to subdivision (a) and construction and  
29 construction-related expenditures that are included in the  
30 expenditure plan adopted pursuant to paragraph (3) of subdivision  
31 (e), payable solely from the revenues generated from the respective  
32 programs.

33 (2) The maximum bonded indebtedness that may be outstanding  
34 at any one time shall be an amount equal to the sum of the principal  
35 of, and interest on, the bonds, but not to exceed the estimated  
36 revenues generated from the respective programs.

37 (3) Bonds shall be issued pursuant to a resolution adopted by a  
38 two-thirds vote of the governing board of the administering agency.  
39 The resolution shall state all of the following:

40 (A) The purposes for which the proposed debt is to be incurred.

1 (B) The estimated cost of accomplishing those purposes.

2 (C) The amount of the principal of the indebtedness.

3 (D) The maximum term the bonds proposed to be issued shall  
4 run before maturity.

5 (E) The maximum rate of interest to be paid, which shall not  
6 exceed the maximum allowable by law.

7 (F) The denomination or denominations of the bonds, which  
8 shall not be less than five thousand dollars (\$5,000).

9 (G) The form of the bonds, including, without limitation,  
10 registered bonds and coupon bonds, to the extent permitted by  
11 federal law, the registration, conversion, and exchange privileges,  
12 if any pertaining thereto, and the time when all of, or any part of,  
13 the principal becomes due and payable.

14 (H) Any other matters authorized by law.

15 (4) The bonds shall bear interest at a rate or rates not exceeding  
16 the maximum allowable by law, payable at intervals determined  
17 by the administering agency.

18 (5) The full amount of bonds may be divided into two or more  
19 series and different dates of payment fixed for the bonds of each  
20 series. A bond shall not be required to mature on its anniversary  
21 date.

22 (6) Any bond issued pursuant to this subdivision shall contain  
23 on its face a statement to the following effect:

24 “Neither the full faith and credit nor the taxing power of the  
25 State of California is pledged to the payment of principal of, or  
26 the interest on, this bond.”

27 (g) Not later than three years after the administering agency  
28 first collects revenues from the program authorized by this section,  
29 the administering agency shall submit a report to the Legislature  
30 on its findings, conclusions, and recommendations concerning the  
31 demonstration program authorized by this section. The report shall  
32 include an analysis of the effect of the HOT lanes on the adjacent  
33 mixed-flow lanes and any comments submitted by the department  
34 and the Department of the California Highway Patrol regarding  
35 operation of the lane.

36 SEC. 13. Section 301 of the Streets and Highways Code is  
37 amended to read:

38 301. Route 1 is from:

39 (a) Route 5 south of San Juan Capistrano to Route 101 near El  
40 Rio except for the portion of Route 1 relinquished:

1 (1) Within the city limits of the City of Dana Point between the  
2 western edge of the San Juan Creek Bridge and Eastline Road at  
3 the city limits of the City of Laguna Beach.

4 (2) Within the city limits of the City of Newport Beach between  
5 Jamboree Road and Newport Coast Drive.

6 (b) Route 101 at Emma Wood State Beach, 1.3 miles north of  
7 Route 33, to Route 101, 2.8 miles south of the Ventura-Santa  
8 Barbara county line at Mobil Pier Undercrossing.

9 (c) Route 101 near Las Cruces to Route 101 in Pismo Beach  
10 via the vicinity of Lompoc, Vandenberg Air Force Base, and  
11 Guadalupe.

12 (d) Route 101 in San Luis Obispo to Route 280 south of San  
13 Francisco along the coast via Cambria, San Simeon, and Santa  
14 Cruz.

15 (e) Route 280 near the south boundary of the City and County  
16 of San Francisco to Route 101 near the approach to the Golden  
17 Gate Bridge in San Francisco.

18 (f) Route 101 near the southerly end of Marin Peninsula to Route  
19 101 near Leggett via the coast route through Jenner and Westport.

20 (g) The relinquished former portions of Route 1 within the City  
21 of Dana Point and the City of Newport Beach are not state  
22 highways and are not eligible for adoption under Section 81. For  
23 those relinquished former portions of Route 1, the City of Dana  
24 Point and the City of Newport Beach shall maintain within their  
25 respective jurisdictions signs directing motorists to the continuation  
26 of Route 1. The City of Newport Beach shall ensure the continuity  
27 of traffic flow on the relinquished portions of Route 1 within its  
28 jurisdiction, including, but not limited to, any traffic signal  
29 progression.

30 (h) The commission may relinquish to the City of Oxnard the  
31 portion of Route 1 that is located within the city limits of that city  
32 and is between Pleasant Valley Road and Route 101, upon terms  
33 and conditions the commission finds to be in the best interests of  
34 the state, if the commission and the city enter into an agreement  
35 providing for that relinquishment.

36 (1) A relinquishment under this subdivision shall become  
37 effective immediately after the county recorder records the  
38 relinquishment resolution that contains the commission's approval  
39 of the terms and conditions of the relinquishment.

1 (2) On and after the effective date of the relinquishment, that  
2 portion of Route 1 relinquished shall cease to be a state highway  
3 and may not be considered for future adoption under Section 81.

4 (3) For portions of Route 1 relinquished under this subdivision,  
5 the City of Oxnard shall maintain within its jurisdiction signs  
6 directing motorists to the continuation of Route 1.

7 SEC. 14. Section 301.5 of the Streets and Highways Code is  
8 repealed.

9 SEC. 15. Section 302 of the Streets and Highways Code is  
10 amended to read:

11 302. (a) Route 2 is from:

12 (1) The point where Santa Monica Boulevard crosses the city  
13 limits of Santa Monica at Centinela Avenue to Route 405 in Los  
14 Angeles.

15 (2) The point where Santa Monica Boulevard crosses the city  
16 limits of West Hollywood into the City of Los Angeles at La Brea  
17 Avenue to Route 101 in Los Angeles.

18 (3) Route 101 in Los Angeles to Route 210 in La  
19 Canada-Flintridge via Glendale.

20 (4) Route 210 in La Canada-Flintridge to Route 138 via  
21 Wrightwood.

22 (b) The relinquished former portions of Route 2 within the Cities  
23 of West Hollywood, Santa Monica, Beverly Hills, and Los Angeles  
24 are not state highways and are not eligible for adoption under  
25 Section 81. Those cities shall maintain signs within their respective  
26 jurisdictions directing motorists to the continuation of Route 2.

27 (c) (1) Notwithstanding subdivision (a), the commission may  
28 relinquish to the City of Los Angeles the conventional highway  
29 portion of Route 2 that is located within the city limits of that city,  
30 upon terms and conditions the commission finds to be in the best  
31 interests of the state, including, but not limited to, a condition that  
32 the City of Los Angeles maintain within its jurisdiction signs  
33 directing motorists to the continuation of Route 2.

34 (2) A relinquishment under this subdivision shall become  
35 effective immediately following the recording by the county  
36 recorder of the relinquishment resolution containing the  
37 commission's approval of the terms and conditions of the  
38 relinquishment.

39 (3) On and after the effective date of the relinquishment, both  
40 of the following shall occur:

1 (A) The portion of Route 2 relinquished under this subdivision  
2 shall cease to be a state highway.

3 (B) The portion of Route 2 relinquished under this subdivision  
4 may not be considered for future adoption under Section 81.

5 (4) For the portions of Route 2 that are relinquished, the City  
6 of Los Angeles shall maintain within its jurisdiction signs directing  
7 motorists to the continuation of Route 2.

8 SEC. 16. Section 319 of the Streets and Highways Code is  
9 amended to read:

10 319. (a) Route 19 is from Del Amo Boulevard near Long  
11 Beach to Gardendale Street/Foster Road in the Cities of Bellflower  
12 and Downey.

13 (b) If the commission determines it is in the state's best interests  
14 to do so, it may do the following, pursuant to a cooperative  
15 agreement between the city and the department:

16 (1) Relinquish to the City of Bellflower the portion of Route 19  
17 between the city's southerly city limit near Rose Avenue and  
18 Gardendale Street/Foster Road.

19 (2) Relinquish to the City of Downey the portion of Route 19  
20 between the city's southerly city limit at Century Boulevard and  
21 Gardendale Street.

22 (c) A relinquishment under this section shall become effective  
23 when the county recorder records the relinquishment resolution  
24 containing the commissioner's approval of the relinquishment's  
25 terms and conditions.

26 (d) Any portion of Route 19 relinquished pursuant to this section  
27 shall cease to be a state highway on the effective date of the  
28 relinquishment.

29 (e) The relinquished former portions of Route 19 within the  
30 Cities of Downey, Long Beach, and Pico Rivera are not state  
31 highways and are not eligible for adoption under Section 81. For  
32 the relinquished former portions of Route 19, the Cities of Downey,  
33 Long Beach, and Pico Rivera shall maintain within their respective  
34 jurisdictions signs directing motorists to the continuation of Route  
35 19.

36 SEC. 17. Section 339 of the Streets and Highways Code is  
37 amended to read:

38 339. Route 39 is from:

39 (a) Route 1 near Huntington Beach to Route 72 in La Habra via  
40 Beach Boulevard.



1 (b) Beach Boulevard to Harbor Boulevard in La Habra via  
2 Whittier Boulevard.

3 (c) Whittier Boulevard in La Habra to Route 2 via Harbor  
4 Boulevard to the vicinity of Fullerton Road, then to Azusa Avenue,  
5 Azusa Avenue to San Gabriel Canyon Road, San Gabriel Avenue  
6 southbound between Azusa Avenue and San Gabriel Canyon Road,  
7 and San Gabriel Canyon Road, other than the portion of the  
8 segment described by this subdivision that is within the city limits  
9 of Azusa, Covina, and West Covina.

10 The relinquished former portions of Route 39 within the city  
11 limits of Azusa, Covina, and West Covina are not state highways  
12 and are not eligible for adoption under Section 81. For the  
13 relinquished former portions of Route 39, the Cities of Azusa,  
14 Covina, and West Covina shall maintain within their respective  
15 jurisdictions signs directing motorists to the continuation of Route  
16 39.

17 SEC. 18. Section 358 of the Streets and Highways Code is  
18 amended to read:

19 358. (a) Route 58 is from:

20 (1) Route 101 near Santa Margarita to Route 33.

21 (2) Route 33 to Route 43.

22 (3) Route 43 to Route 99.

23 (4) Route 99 to Route 15 near Barstow via Bakersfield and  
24 Mojave.

25 (b) Upon a determination by the commission that it is in the  
26 best interests of the state to do so, the commission may, upon terms  
27 and conditions approved by it, relinquish to the City of Bakersfield  
28 or the County of Kern the portion of Route 58 that is located within  
29 the jurisdiction of that city or county if the city or county agrees  
30 to accept it. The following conditions shall apply upon  
31 relinquishment:

32 (1) The relinquishment shall become effective on the date  
33 following the county recorder's recordation of the relinquishment  
34 resolution containing the commission's approval of the terms and  
35 conditions of the relinquishment.

36 (2) On and after the effective date of the relinquishment, the  
37 relinquished portion of Route 58 shall cease to be a state highway.

38 (3) The portion of Route 58 relinquished under this subdivision  
39 shall be ineligible for future adoption under Section 81.

(4) For the portion of Route 58 that is relinquished under this subdivision, the City of Bakersfield or the County of Kern shall install and maintain within the jurisdiction of the city or county signs directing motorists to the continuation of Route 58.

~~SEC. 19. Section 366 of the Streets and Highways Code is amended to read:~~

~~366. (a) Route 66 is from:~~

~~(1) Route 210 near San Dimas to the Los Angeles-San Bernardino County line at the western city limit of the City of Upland.~~

~~(2) The eastern city limit of the City of Fontana near Maple Avenue to Route 215 in San Bernardino.~~

~~(b) The relinquished former portions of Route 66 within the city limits of Fontana, Rancho Cucamonga, and Upland are not state highways and are not eligible for adoption under Section 81. For the portions of Route 66 relinquished under this section, the Cities of Fontana, Rancho Cucamonga, and Upland shall maintain within their respective jurisdictions signs directing motorists to the continuation of Route 66 and ensure the continuity of traffic flow on the relinquished portions of Route 66, including any traffic signal progression.~~

~~(c) (1) Notwithstanding subdivision (a), the commission may relinquish to the City of Rialto the portion of Route 66 that is located within the city limits or the sphere of influence of the City of Rialto, upon terms and conditions the commission finds to be in the best interests of the state.~~

~~(2) A relinquishment under this subdivision shall become effective immediately following the recordation by the county recorder of the relinquishment resolution containing the commission's approval of the terms and conditions of the relinquishment.~~

~~(3) On and after the effective date of the relinquishment, both of the following shall occur:~~

~~(A) The portion of Route 66 relinquished under this subdivision shall cease to be a state highway.~~

~~(B) The portion of Route 66 relinquished under this subdivision may not be considered for future adoption under Section 81.~~

~~(4) The City of Rialto shall ensure the continuity of traffic flow on the relinquished portion of Route 66, including any traffic signal progression.~~

1 ~~(5) For relinquished portions of Route 66, the City of Rialto~~  
2 ~~shall maintain signs directing motorists to the continuation of~~  
3 ~~Route 66.~~

4 ~~SEC. 20.~~

5 *SEC. 19.* Section 371 of the Streets and Highways Code is  
6 amended to read:

7 371. Route 71 is from Route 57 to Route 91 via Pomona and  
8 Chino Hills.

9 ~~SEC. 21.~~

10 *SEC. 20.* Section 372 of the Streets and Highways Code is  
11 amended to read:

12 372. Route 72 is from Route 39 to Route 605 in Whittier, except  
13 as follows:

14 (a) Route 72 shall cease to be a state highway when Route 90  
15 freeway is completed from Route 5 to Route 39.

16 (b) The relinquished former portions of Route 72 within the  
17 City of Montebello, the City of Pico Rivera, and the County of  
18 Los Angeles are not state highways and are not eligible for  
19 adoption under Section 81. For the relinquished former portions  
20 of Route 72, the Cities of Montebello and Pico Rivera and the  
21 County of Los Angeles shall maintain within their respective  
22 jurisdictions signs directing motorists to the continuation of Route  
23 72.

24 ~~SEC. 22.~~

25 *SEC. 21.* Section 374 of the Streets and Highways Code is  
26 amended to read:

27 374. (a) Route 74 is from:

28 (1) Route 5 near San Juan Capistrano to Route 15 near Lake  
29 Elsinore.

30 (2) Route 15 near Lake Elsinore to Route 215 near Perris.

31 (3) Route 215 near Perris to the southern city limit of Palm  
32 Desert.

33 (4) Highway 111 in Palm Desert to Route 10 near Thousand  
34 Palms.

35 (b) The relinquished former portion of Route 74 within the City  
36 of Palm Desert is not a state highway and is not eligible for  
37 adoption under Section 81. For the relinquished former portion of  
38 Route 74, the City of Palm Desert shall maintain within its  
39 jurisdiction signs directing motorists to the continuation of Route  
40 74.

1 (c) (1) The commission may relinquish to the City of Lake  
2 Elsinore the portion of Route 74 located within the city limits of  
3 that city, upon terms and conditions the commission finds to be  
4 in the best interests of the state.

5 (2) Any relinquishment agreement shall require that the City of  
6 Lake Elsinore administer the operation and maintenance of the  
7 highway in a manner consistent with professional traffic  
8 engineering standards.

9 (3) Any relinquishment agreement shall require the City of Lake  
10 Elsinore to ensure that appropriate traffic studies or analyses will  
11 be performed to substantiate any decisions affecting the highway.

12 (4) Any relinquishment agreement shall also require the City  
13 of Lake Elsinore to provide for public notice and the consideration  
14 of public input on the proximate effects of any proposed decision  
15 on traffic flow, residences, or businesses, other than a decision on  
16 routine maintenance.

17 (5) Notwithstanding any of its other terms, any relinquishment  
18 agreement shall require the City of Lake Elsinore to indemnify  
19 and hold the department harmless from any liability for any claims  
20 made or damages suffered by any person, including a public entity,  
21 as a result of any decision made or action taken by the City of Lake  
22 Elsinore, its officers, employees, contractors, or agents, with  
23 respect to the design, maintenance, construction, or operation of  
24 that portion of Route 74 that is to be relinquished to the city.

25 (6) A relinquishment under this subdivision shall become  
26 effective immediately after the county recorder records the  
27 relinquishment resolution that contains the commission's approval  
28 of the terms and conditions of the relinquishment.

29 (7) On and after the effective date of the relinquishment, both  
30 of the following shall occur:

31 (A) The portion of Route 74 relinquished shall cease to be a  
32 state highway.

33 (B) The portion of Route 74 relinquished may not be considered  
34 for future adoption under Section 81.

35 (8) The City of Lake Elsinore shall ensure the continuity of  
36 traffic flow on the relinquished portion of Route 74, including any  
37 traffic signal progression.

38 (9) For relinquished portions of Route 74, the City of Lake  
39 Elsinore shall maintain signs directing motorists to the continuation  
40 of Route 74.

1 (d) (1) The commission may relinquish to the City of Perris  
2 the portion of Route 74 located within the city limits of that city  
3 between Seventh Street and Redlands Avenue, upon terms and  
4 conditions the commission finds to be in the best interests of the  
5 state.

6 (2) Any relinquishment agreement shall require that the City of  
7 Perris administer the operation and maintenance of the highway  
8 in a manner consistent with professional traffic engineering  
9 standards.

10 (3) Any relinquishment agreement shall require the City of  
11 Perris to ensure that appropriate traffic studies or analyses will be  
12 performed to substantiate any decisions affecting the highway.

13 (4) Any relinquishment agreement shall also require the City  
14 of Perris to provide for public notice and the consideration of public  
15 input on the proximate effects of any proposed decision on traffic  
16 flow, residences, or businesses, other than a decision on routine  
17 maintenance.

18 (5) Notwithstanding any of its other terms, any relinquishment  
19 agreement shall require the City of Perris to indemnify and hold  
20 the department harmless from any liability for any claims made  
21 or damages suffered by any person, including a public entity, as  
22 a result of any decision made or action taken by the City of Perris,  
23 its officers, employees, contractors, or agents, with respect to the  
24 design, maintenance, construction, or operation of that portion of  
25 Route 74 that is to be relinquished to the city.

26 (6) A relinquishment under this subdivision shall become  
27 effective immediately after the county recorder records the  
28 relinquishment resolution that contains the commission's approval  
29 of the terms and conditions of the relinquishment.

30 (7) On and after the effective date of the relinquishment, both  
31 of the following shall occur:

32 (A) The portion of Route 74 relinquished shall cease to be a  
33 state highway.

34 (B) The portion of Route 74 relinquished may not be considered  
35 for future adoption under Section 81.

36 (8) The City of Perris shall ensure the continuity of traffic flow  
37 on the relinquished portion of Route 74, including any traffic signal  
38 progression.

(9) For relinquished portions of Route 74, the City of Perris shall maintain signs directing motorists to the continuation of Route 74.

~~SEC. 23.~~

SEC. 22. Section 379 of the Streets and Highways Code is amended to read:

379. (a) Route 79 is from:

(1) Route 8 near Descanso to Route 78 near Julian.

(2) Route 78 near Santa Ysabel to the Temecula city limits east of Butterfield Stage Road.

(3) Temecula city limits south of Murrieta Hot Springs Road to Route 74 near Hemet.

(4) Route 74 near Hemet to the San Jacinto city limit near Menlo Avenue.

(5) The San Jacinto city limit near Sanderson Avenue to Route 10 near Beaumont.

(b) The relinquished former portions of Route 79 within the City of Temecula and the City of San Jacinto are not state highways and are not eligible for adoption under Section 81. For the relinquished former portions of Route 79, the City of Temecula and the City of San Jacinto shall maintain within their respective jurisdictions signs directing motorists to the continuation of Route 79. The City of Temecula shall ensure the continuity of traffic flow on the relinquished former portions of Route 79 within its jurisdiction, including any traffic signal progression.

(c) (1) Notwithstanding subdivision (a), the commission may relinquish to the City of Hemet the portion of Route 79 that is located within the city limits of that city, upon terms and conditions the commission finds to be in the best interests of the state, if the department and the city enter into an agreement providing for that relinquishment.

(2) A relinquishment under this subdivision shall become effective immediately following the county recorder's recordation of the relinquishment resolution containing the commission's approval of the terms and conditions of the relinquishment.

(3) On and after the effective date of the relinquishment, the relinquished portion of Route 79 shall cease to be a state highway.

(4) The portion of Route 79 relinquished under this subdivision shall be ineligible for future adoption under Section 81.

(5) For the portion of Route 79 that is relinquished under this subdivision, the City of Hemet shall maintain within its jurisdiction signs directing motorists to the continuation of Route 79.

~~SEC. 24.~~

*SEC. 23.* Section 383 of the Streets and Highways Code is amended to read:

383. (a) Route 83 is from Route 71 to Route 10 near Upland.

(b) The relinquished former portion of Route 83 within the City of Upland is not a state highway and is not eligible for adoption under Section 81. For the relinquished former portion of Route 83, the City of Upland shall ensure the continuity of traffic flow, including any traffic signal progression, and maintain signs directing motorists to the continuation of Route 83.

~~SEC. 25.~~

*SEC. 24.* Section 384 of the Streets and Highways Code is amended to read:

384. (a) Route 84 is from:

(1) Route 1 near San Gregorio to Route 101 at Woodside Road in Redwood City.

(2) Route 101 at Marsh Road in Menlo Park to Route 880.

(3) Route 880 to Route 238.

(4) Route 238 to Route 680 near Scotts Corners via the vicinity of Sunol.

(5) Route 680 near Scotts Corners to Route 580 in Livermore.

(6) Route 580 in Livermore to Route 4 near Brentwood.

(7) Route 12 at Rio Vista to the southerly city limit of the City of West Sacramento.

(b) The relinquished former portion of Route 84 within the City of West Sacramento is not a state highway and is not eligible for adoption under Section 81. For the relinquished former portion of Route 84, the City of West Sacramento shall maintain signs within its jurisdictions directing motorists to the continuation of Route 84.

~~SEC. 26.~~

*SEC. 25.* Section 411 of the Streets and Highways Code is amended to read:

411. (a) Route 111 is from:

(1) The international border south of Calexico to Route 78 near Brawley, passing east of Heber.

(2) Route 78 near Brawley to Route 86 via the north shore of the Salton Sea.

(3) The western city limits of Cathedral City to Route 10 near Whitewater.

(b) The relinquished former portions of Route 111 within the Cities of Cathedral City, Indian Wells, Indio, La Quinta, Palm Desert, and Rancho Mirage are not state highways and are not eligible for adoption under Section 81. The Cities of Indian Wells, Indio, La Quinta, and Palm Desert, as applicable, shall maintain within their respective jurisdictions signs directing motorists to the continuation of Route 111.

~~SEC. 27.~~

SEC. 26. Section 444 of the Streets and Highways Code is amended to read:

444. (a) Route 144 is from Alameda Padre Serra in Santa Barbara to Route 192 via Sycamore Canyon Road.

(b) Upon a determination by the commission that it is in the best interests of the state to do so, the commission may, upon terms and conditions approved by it, relinquish Route 144 to the City of Santa Barbara, if the city has agreed to accept it. The relinquishment shall be effective on the day immediately following the commission's approval of the terms and conditions.

(c) This section shall remain in effect only until the date the relinquishment authorized under subdivision (b) becomes effective, and as of that date is repealed, unless a later enacted statute, which is enacted on or before that date, deletes or extends that date.

(d) The relinquished former portion of Route 144 in the City of Santa Barbara between Route 101 and Alameda Padre Serra is not a state highway and is not eligible for adoption under Section 81. For that relinquished former portion of Route 144, the City of Santa Barbara shall maintain signs directing motorists to the continuation of Route 144.

~~SEC. 28.~~

SEC. 27. Section 451 of the Streets and Highways Code is amended to read:

451. Route 151 is from Shasta Dam to Route 5 near the City of Shasta Lake.

~~SEC. 29.~~

SEC. 28. Section 460 of the Streets and Highways Code is amended to read:



1 460. (a) Route 160 is from:

2 (1) Route 4 near Antioch to the southern city limits of  
3 Sacramento.

4 (2) The American River in the City of Sacramento to Route 51.

5 (b) The relinquished former portion of Route 160 within the  
6 City of Sacramento is not a state highway and is not eligible for  
7 adoption under Section 81. For the relinquished former portion of  
8 Route 160, the City of Sacramento shall maintain signs directing  
9 motorists to the continuation of Route 160.

10 ~~SEC. 30.~~

11 *SEC. 29.* Section 464 of the Streets and Highways Code is  
12 amended to read:

13 464. (a) Route 164 is Rosemead Boulevard from:

14 (1) Gallatin Road near Pico Rivera to the southern city limit of  
15 Temple City in the vicinity of Grand Avenue.

16 (2) Route 210 to Foothill Boulevard in the City of Pasadena.

17 (b) The relinquished former portions of Route 164 within the  
18 County of Los Angeles and the City of Temple City are not state  
19 highways and are not eligible for adoption under Section 81. For  
20 the relinquished former portions of Route 164, the County of Los  
21 Angeles and the City of Temple City shall maintain within their  
22 respective jurisdictions signs directing motorists to the continuation  
23 of Route 164.

24 ~~SEC. 31.~~

25 *SEC. 30.* Section 470 of the Streets and Highways Code is  
26 amended to read:

27 470. (a) Route 170 is from:

28 (1) Los Angeles International Airport to Route 90.

29 (2) Route 101 near Riverside Drive to Route 5 near Tujunga  
30 Wash.

31 (b) The relinquished former portion of Route 170 within the  
32 City of Los Angeles between Route 2 and Route 101 is not a state  
33 highway and is not eligible for adoption under Section 81. For that  
34 relinquished former portion of Route 170, the City of Los Angeles  
35 Angeles shall maintain signs directing motorists to the continuation  
36 of Route 170.

37 ~~SEC. 32.~~

38 *SEC. 31.* Section 560 of the Streets and Highways Code is  
39 amended to read:

1     560. (a) Route 260 is from Atlantic Avenue in Alameda to  
2     Route 880 in Oakland near Seventh and Harrison Streets.

3     (b) The relinquished former portion of Route 260 within the  
4     City of Alameda between Central Avenue and Atlantic Avenue is  
5     not a state highway and is not eligible for adoption under Section  
6     81. For this relinquished former portion of Route 260, the City of  
7     Alameda shall maintain within its jurisdiction signs directing  
8     motorists to the continuation of Route 260.

9     ~~SEC. 33.~~

10    ~~SEC. 32.~~ Section 575 is added to the Streets and Highways  
11    Code, to read:

12    575. Route 275 is the Tower Bridge from the west side of the  
13    Sacramento River near the City of West Sacramento to the east  
14    side of the Sacramento River near the City of Sacramento.

15    ~~SEC. 34.~~

16    ~~SEC. 33.~~ Section 30914 of the Streets and Highways Code is  
17    amended to read:

18    30914. (a) In addition to any other authorized expenditures of  
19    toll bridge revenues, the following major projects may be funded  
20    from toll revenues of all bridges:

21    (1) Dumbarton Bridge: Improvement of the western approaches  
22    from Route 101 if affected local governments are involved in the  
23    planning.

24    (2) San Mateo-Hayward Bridge and approaches: Widening of  
25    the bridge to six lanes, construction of rail transit capital  
26    improvements on the bridge structure, and improvements to the  
27    Route 92/Route 880 interchange.

28    (3) Construction of West Grand connector or an alternate project  
29    designed to provide comparable benefit by reducing vehicular  
30    traffic congestion on the eastern approaches to the San  
31    Francisco-Oakland Bay Bridge. Affected local governments shall  
32    be involved in the planning.

33    (4) Not less than 90 percent of the revenues determined by the  
34    authority as derived from the toll increase approved in 1988 for  
35    class I vehicles on the San Francisco-Oakland Bay Bridge  
36    authorized by Section 30917 shall be used exclusively for rail  
37    transit capital improvements designed to reduce vehicular traffic  
38    congestion on that bridge. This amount shall be calculated as 21  
39    percent of the revenue generated each year by the collection of the

1 base toll at the level established by the 1988 increase on the San  
2 Francisco-Oakland Bay Bridge.

3 (b) Notwithstanding any funding request for the transbay bus  
4 terminal pursuant to Section 31015, the Metropolitan  
5 Transportation Commission shall allocate toll bridge revenues in  
6 an annual amount not to exceed three million dollars (\$3,000,000),  
7 plus a 3.5-percent annual increase, to the department or to the  
8 Transbay Joint Powers Authority after the department transfers  
9 the title of the Transbay Terminal Building to that entity, for  
10 operation and maintenance expenditures. This allocation shall be  
11 payable from funds transferred by the Bay Area Toll Authority.  
12 This transfer of funds is subordinate to any obligations of the  
13 authority, now or hereafter existing, having a statutory or first  
14 priority lien against the toll bridge revenues. The first annual  
15 3.5-percent increase shall be made on July 1, 2004. The transfer  
16 is further subject to annual certification by the department or the  
17 Transbay Joint Powers Authority that the total Transbay Terminal  
18 Building operating revenue is insufficient to pay the cost of  
19 operation and maintenance without the requested funding.

20 (c) If the voters approve a toll increase in 2004 pursuant to  
21 Section 30921, the authority shall, consistent with the provisions  
22 of subdivisions (d) and (f), fund the projects described in this  
23 subdivision and in subdivision (d) that shall collectively be known  
24 as the Regional Traffic Relief Plan by bonding or transfers to the  
25 Metropolitan Transportation Commission. These projects have  
26 been determined to reduce congestion or to make improvements  
27 to travel in the toll bridge corridors, from toll revenues of all  
28 bridges:

29 (1) BART/MUNI Connection at Embarcadero and Civic Center  
30 Stations. Provide direct access from the BART platform to the  
31 MUNI platform at the above stations and equip new fare gates that  
32 are TransLink ready. Three million dollars (\$3,000,000). The  
33 project sponsor is BART.

34 (2) MUNI Metro Third Street Light Rail Line. Provide funding  
35 for the surface and light rail transit and maintenance facility to  
36 support MUNI Metro Third Street Light Rail service connecting  
37 to Caltrain stations and the E-Line waterfront line. Thirty million  
38 dollars (\$30,000,000). The project sponsor is MUNI.

39 (3) MUNI Waterfront Historic Streetcar Expansion. Provide  
40 funding to rehabilitate historic streetcars and construct trackage

1 and terminal facilities to support service from the Caltrain  
2 Terminal, the Transbay Terminal, and the Ferry Building, and  
3 connecting the Fisherman's Wharf and northern waterfront. Ten  
4 million dollars (\$10,000,000). The project sponsor is MUNI.

5 (4) East to West Bay Commuter Rail Service over the  
6 Dumbarton Rail Bridge. Provide funding for the necessary track  
7 and station improvements and rolling stock to interconnect the  
8 BART and Capitol Corridor at Union City with Caltrain service  
9 over the Dumbarton Rail Bridge, and interconnect and provide  
10 track improvements for the ACE line with the same Caltrain service  
11 at Centerville. Provide a new station at Sun Microsystems in Menlo  
12 Park. One hundred thirty-five million dollars (\$135,000,000). The  
13 project is jointly sponsored by the San Mateo County  
14 Transportation Authority, Capitol Corridor, and the Alameda  
15 County Transportation Commission.

16 (5) Vallejo Station. Construct intermodal transportation hub for  
17 bus and ferry service, including parking structure, at site of  
18 Vallejo's current ferry terminal. Twenty-eight million dollars  
19 (\$28,000,000). The project sponsor is the City of Vallejo.

20 (6) Solano County Express Bus Intermodal Facilities. Provide  
21 competitive grant fund source, to be administered by the  
22 Metropolitan Transportation Commission. Eligible projects are  
23 Curtola Park and Ride, Benicia Intermodal Facility, Fairfield  
24 Transportation Center, and Vacaville Intermodal Station. Priority  
25 to be given to projects that are fully funded, ready for construction,  
26 and serving transit service that operates primarily on existing or  
27 fully funded high-occupancy vehicle lanes. Twenty million dollars  
28 (\$20,000,000). The project sponsor is the Solano Transportation  
29 Authority.

30 (7) Solano County Corridor Improvements near Interstate  
31 80/Interstate 680 Interchange. Provide funding for improved  
32 mobility in corridor based on recommendations of joint study  
33 conducted by the Department of Transportation and the Solano  
34 Transportation Authority. Cost-effective transit infrastructure  
35 investment or service identified in the study shall be considered a  
36 high priority. One hundred million dollars (\$100,000,000). The  
37 project sponsor is the Solano Transportation Authority.

38 (8) Interstate 80: Eastbound High-Occupancy Vehicle (HOV)  
39 Lane Extension from Route 4 to Carquinez Bridge. Construct

1 HOV-lane extension. Fifty million dollars (\$50,000,000). The  
2 project sponsor is the Department of Transportation.

3 (9) Richmond Parkway Transit Center. Construct parking  
4 structure and associated improvements to expand bus capacity.  
5 Sixteen million dollars (\$16,000,000). The project sponsor is the  
6 Alameda-Contra Costa Transit District, in coordination with West  
7 Contra Costa Transportation Advisory Committee, Western Contra  
8 Costa Transit Authority, City of Richmond, and the Department  
9 of Transportation.

10 (10) Sonoma-Marín Area Rail Transit District (SMART)  
11 Extension to Larkspur or San Quentin. Extend rail line from San  
12 Rafael to a ferry terminal at Larkspur or San Quentin. Thirty-five  
13 million dollars (\$35,000,000). Up to five million dollars  
14 (\$5,000,000) may be used to study, in collaboration with the Water  
15 Transit Authority, the potential use of San Quentin property as an  
16 intermodal water transit terminal. The project sponsor is SMART.

17 (11) Greenbrae Interchange/Larkspur Ferry Access  
18 Improvements. Provide enhanced regional and local access around  
19 the Greenbrae Interchange to reduce traffic congestion and provide  
20 multimodal access to the Richmond-San Rafael Bridge and  
21 Larkspur Ferry Terminal by constructing a new full service  
22 diamond interchange at Wornum Drive south of the Greenbrae  
23 Interchange, extending a multiuse pathway from the new  
24 interchange at Wornum Drive to East Sir Francis Drake Boulevard  
25 and the Cal Park Hill rail right-of-way, adding a new lane to East  
26 Sir Francis Drake Boulevard and rehabilitating the Cal Park Hill  
27 Rail Tunnel and right-of-way approaches for bicycle and pedestrian  
28 access to connect the San Rafael Transit Center with the Larkspur  
29 Ferry Terminal. Sixty-five million dollars (\$65,000,000). The  
30 project sponsor is the Marin County Congestion Management  
31 Agency.

32 (12) Direct High-Occupancy Vehicle (HOV) lane connector  
33 from Interstate 680 to the Pleasant Hill or Walnut Creek BART  
34 stations or in close proximity to either station or as an extension  
35 of the southbound Interstate 680 High-Occupancy Vehicle Lane  
36 through the Interstate 680/State Highway Route 4 interchange  
37 from North Main in Walnut Creek to Livorna Road. The County  
38 Connection shall utilize up to one million dollars (\$1,000,000) of  
39 the funds described in this paragraph to develop options and  
40 recommendations for providing express bus service on the

1 Interstate 680 High-Occupancy Vehicle Lane south of the Benicia  
2 Bridge in order to connect to BART. Upon completion of the plan,  
3 the Contra Costa Transportation Authority shall adopt a preferred  
4 alternative provided by the County Connection plan for future  
5 funding. Following adoption of the preferred alternative, the  
6 remaining funds may be expended either to fund the preferred  
7 alternative or to extend the high-occupancy vehicle lane as  
8 described in this paragraph. Fifteen million dollars (\$15,000,000).  
9 The project is sponsored by the Contra Costa Transportation  
10 Authority.

11 (13) Rail Extension to East Contra Costa/E-BART. Extend  
12 BART from Pittsburg/Bay Point Station to Byron in East Contra  
13 Costa County. Ninety-six million dollars (\$96,000,000). Project  
14 funds may only be used if the project is in compliance with adopted  
15 BART policies with respect to appropriate land use zoning in  
16 vicinity of proposed stations. The project is jointly sponsored by  
17 BART and the Contra Costa Transportation Authority.

18 (14) Capitol Corridor Improvements in Interstate 80/Interstate  
19 680 Corridor. Fund track and station improvements, including the  
20 Suisun Third Main Track and new Fairfield Station. Twenty-five  
21 million dollars (\$25,000,000). The project sponsor is the Capitol  
22 Corridor Joint Powers Authority and the Solano Transportation  
23 Authority.

24 (15) Central Contra Costa Bay Area Rapid Transit (BART)  
25 Crossover. Add new track before Pleasant Hill BART Station to  
26 permit BART trains to cross to return track towards San Francisco.  
27 Twenty-five million dollars (\$25,000,000). The project sponsor is  
28 BART.

29 (16) Benicia-Martinez Bridge: New Span. Provide partial  
30 funding for completion of new five-lane span between Benicia  
31 and Martinez to significantly increase capacity in the I-680  
32 corridor. Fifty million dollars (\$50,000,000). The project sponsor  
33 is the Bay Area Toll Authority.

34 (17) Regional Express Bus North. Competitive grant program  
35 for bus service in Richmond-San Rafael Bridge, Carquinez,  
36 Benicia-Martinez, and Antioch Bridge corridors. Provide funding  
37 for park and ride lots, infrastructure improvements, and rolling  
38 stock. Eligible recipients include the Golden Gate Bridge Highway  
39 and Transportation District, Vallejo Transit, Napa VINE,  
40 Fairfield-Suisun Transit, Western Contra Costa Transit Authority,

1 Eastern Contra Costa Transit Authority, and Central Contra Costa  
2 Transit Authority. The Golden Gate Bridge Highway and  
3 Transportation District shall receive a minimum of one million six  
4 hundred thousand dollars (\$1,600,000). Napa VINE shall receive  
5 a minimum of two million four hundred thousand dollars  
6 (\$2,400,000). Twenty million dollars (\$20,000,000). The project  
7 sponsor is the Metropolitan Transportation Commission.

8 (18) TransLink. Integrate the bay area's regional smart card  
9 technology, TransLink, with operator fare collection equipment  
10 and expand system to new transit services. Twenty-two million  
11 dollars (\$22,000,000). The project sponsor is the Metropolitan  
12 Transportation Commission.

13 (19) Real-Time Transit Information. Provide a competitive grant  
14 program for transit operators for assistance with implementation  
15 of high-technology systems to provide real-time transit information  
16 to riders at transit stops or via telephone, wireless, or Internet  
17 communication. Priority shall be given to projects identified in the  
18 commission's connectivity plan adopted pursuant to subdivision  
19 (d) of Section 30914.5. Twenty million dollars (\$20,000,000). The  
20 funds shall be administered by the Metropolitan Transportation  
21 Commission.

22 (20) Safe Routes to Transit: Plan and construct bicycle and  
23 pedestrian access improvements in close proximity to transit  
24 facilities. Priority shall be given to those projects that best provide  
25 access to regional transit services. Twenty-two million five hundred  
26 thousand dollars (\$22,500,000). City Car Share shall receive two  
27 million five hundred thousand dollars (\$2,500,000) to expand its  
28 program within approximately one-quarter mile of transbay  
29 regional transit terminals or stations. The City Car Share project  
30 is sponsored by City Car Share and the Safe Routes to Transit  
31 project is jointly sponsored by the East Bay Bicycle Coalition and  
32 the Transportation and Land Use Coalition. These sponsors must  
33 identify a public agency cosponsor for purposes of specific project  
34 fund allocations.

35 (21) BART Tube Seismic Strengthening. Add seismic capacity  
36 to existing BART tube connecting the East Bay with San Francisco.  
37 One hundred forty-three million dollars (\$143,000,000). The  
38 project sponsor is BART.

39 (22) Transbay Terminal/Downtown Caltrain Extension. A new  
40 Transbay Terminal at First and Mission Streets in San Francisco

1 providing added capacity for transbay, regional, local, and intercity  
2 bus services, the extension of Caltrain rail services into the  
3 terminal, and accommodation of a future high-speed passenger  
4 rail line to the terminal and eventual rail connection to the ~~east bay~~  
5 *East Bay*. Eligible expenses include project planning, design and  
6 engineering, construction of a new terminal and its associated  
7 ramps and tunnels, demolition of existing structures, design and  
8 development of a temporary terminal, property and right-of-way  
9 acquisitions required for the project, and associated project-related  
10 administrative expenses. A bus- and train-ready terminal facility,  
11 including purchase and acquisition of necessary rights-of-way for  
12 the terminal, ramps, and rail extension, is the first priority for toll  
13 funds for the Transbay Terminal/Downtown Caltrain Extension  
14 Project. The temporary terminal operation shall not exceed five  
15 years. One hundred fifty million dollars (\$150,000,000). The  
16 project sponsor is the Transbay Joint Powers Authority.

17 (23) Oakland Airport Connector. New transit connection to link  
18 BART, Capitol Corridor, and AC Transit with Oakland Airport.  
19 The Port of Oakland shall provide a full funding plan for the  
20 connector. Thirty million dollars (\$30,000,000). The project  
21 sponsors are the Port of Oakland and BART.

22 (24) AC Transit Enhanced Bus-Phase 1 on Telegraph Avenue,  
23 International Boulevard, and East 14th Street  
24 (Berkeley-Oakland-San Leandro). Develop enhanced bus service  
25 on these corridors, including bus bulbs, signal prioritization, new  
26 buses, and other improvements. Priority of investment shall  
27 improve the AC connection to BART on these corridors. Sixty-five  
28 million dollars (\$65,000,000). The project sponsor is AC Transit.

29 (25) Transbay Commute Ferry Service. Purchase two vessels  
30 for transbay ferry services. Second vessel funds to be released  
31 upon demonstration of appropriate terminal locations, new  
32 transit-oriented development, adequate parking, and sufficient  
33 landside feeder connections to support ridership projections.  
34 Twelve million dollars (\$12,000,000). The project sponsor is *the*  
35 San Francisco Bay Area Water Emergency Transportation  
36 Authority. If the San Francisco Bay Area Water Emergency  
37 Transportation Authority demonstrates to the Metropolitan  
38 Transportation Commission that it has secured alternative funding  
39 for the two vessel purchases described in this paragraph, the funds



1 may be used for terminal improvements or for consolidation of  
2 existing ferry operations.

3 (26) Commute Ferry Service for Berkeley/Albany. Purchase  
4 two vessels for ferry services between the Berkeley/Albany  
5 Terminal and San Francisco. Parking access and landside feeder  
6 connections must be sufficient to support ridership projections.  
7 Twelve million dollars (\$12,000,000). The project sponsor is the  
8 San Francisco Bay Area Water Emergency Transportation  
9 Authority. If the San Francisco Bay Area Water Emergency  
10 Transportation Authority demonstrates to the Metropolitan  
11 Transportation Commission that it has secured alternative funding  
12 for the two vessel purchases described in this paragraph, the funds  
13 may be used for terminal improvements. If the San Francisco Bay  
14 Area Water Emergency Transportation Authority does not have  
15 an entitled terminal site within the Berkeley/Albany catchment  
16 area by 2010 that meets its requirements, the funds described in  
17 this paragraph and the operating funds described in paragraph (7)  
18 of subdivision (d) shall be transferred to another site in the East  
19 Bay. The City of Richmond shall be given first priority to receive  
20 this transfer of funds if it has met the planning milestones identified  
21 in its special study developed pursuant to paragraph (28).

22 (27) Commute Ferry Service for South San Francisco. Purchase  
23 two vessels for ferry services to the Peninsula. Parking access and  
24 landside feeder connections must be sufficient to support ridership  
25 projections. Twelve million dollars (\$12,000,000). The project  
26 sponsor is the San Francisco Bay Area Water Emergency  
27 Transportation Authority. If the San Francisco Bay Area Water  
28 Emergency Transportation Authority demonstrates to the  
29 Metropolitan Transportation Commission that it has secured  
30 alternative funding for the two vessel purchases described in this  
31 paragraph, the funds may be used for terminal improvements.

32 (28) Water Transit Facility Improvements, Spare Vessels, and  
33 Environmental Review Costs. Provide two backup vessels for  
34 water transit services, expand berthing capacity at the Port of San  
35 Francisco, and expand environmental studies and design for eligible  
36 locations. Forty-eight million dollars (\$48,000,000). The project  
37 sponsor is the San Francisco Bay Area Water Emergency  
38 Transportation Authority. Up to one million dollars (\$1,000,000)  
39 of the funds described in this paragraph shall be made available  
40 for the San Francisco Bay Area Water Emergency Transportation

1 Authority to study accelerating development and other milestones  
2 that would potentially increase ridership at the City of Richmond  
3 ferry terminal.

4 (29) Regional Express Bus Service for San Mateo, Dumbarton,  
5 and Bay Bridge Corridors. Expand park and ride lots, improve  
6 HOV access, construct ramp improvements, and purchase rolling  
7 stock. Twenty-two million dollars (\$22,000,000). The project  
8 sponsors are AC Transit and the Alameda County Transportation  
9 Commission.

10 (30) I-880 North Safety Improvements. Reconfigure various  
11 ramps on I-880 and provide appropriate mitigations between 29th  
12 Avenue and 16th Avenue. Ten million dollars (\$10,000,000). The  
13 project sponsors are the Alameda County Transportation  
14 Commission, City of Oakland, and Department of Transportation.

15 (31) BART Warm Springs Extension. Extension of the existing  
16 BART system from Fremont to Warm Springs in southern Alameda  
17 County. Ninety-five million dollars (\$95,000,000). Up to ten  
18 million dollars (\$10,000,000) shall be used for grade separation  
19 work in the City of Fremont necessary to extend BART. The  
20 project would facilitate a future rail service extension to the Silicon  
21 Valley. The project sponsor is BART.

22 (32) I-580 (Tri Valley) Rapid Transit Corridor Improvements.  
23 Provide rail or High-Occupancy Vehicle lane direct connector to  
24 Dublin BART and other improvements on I-580 in Alameda  
25 County for use by express buses. Sixty-five million dollars  
26 (\$65,000,000). The project sponsor is the Alameda County  
27 Transportation Commission.

28 (33) Regional Rail Master Plan. Provide planning funds for  
29 integrated regional rail study pursuant to subdivision (f) of Section  
30 30914.5. Six million five hundred thousand dollars (\$6,500,000).  
31 The project sponsors are Caltrain and BART.

32 (34) Integrated Fare Structure Program. Provide planning funds  
33 for the development of zonal monthly transit passes pursuant to  
34 subdivision (e) of Section 30914.5. One million five hundred  
35 thousand dollars (\$1,500,000). The project sponsor is the Translink  
36 Consortium.

37 (35) Transit Commuter Benefits Promotion. Marketing program  
38 to promote tax-saving opportunities for employers and employees  
39 as specified in Section 132(f)(3) or 162(a) of the Internal Revenue  
40 Code. Goal is to increase the participation rate of employers

1 offering employees a tax-free benefit to commute to work by  
2 transit. The project sponsor is the Metropolitan Transportation  
3 Commission. Five million dollars (\$5,000,000).

4 (36) Caldecott Tunnel Improvements. Provide funds to plan and  
5 construct a fourth bore at the Caldecott Tunnel between Contra  
6 Costa and Alameda Counties. The fourth bore will be a two-lane  
7 bore with a shoulder or shoulders north of the current three bores.  
8 The County Connection shall study all feasible alternatives to  
9 increase transit capacity in the westbound corridor of State  
10 Highway Route 24 between State Highway Route 680 and the  
11 Caldecott Tunnel, including the study of the use of an express lane,  
12 high-occupancy vehicle lane, and an auxiliary lane. The cost of  
13 the study shall not exceed five hundred thousand dollars (\$500,000)  
14 and shall be completed not later than January 15, 2006. Fifty  
15 million five hundred thousand dollars (\$50,500,000). The project  
16 sponsor is the Contra Costa Transportation Authority.

17 (d) Not more than 38 percent of the revenues generated from  
18 the toll increase shall be made available annually for the purpose  
19 of providing operating assistance for transit services as set forth  
20 in the authority's annual budget resolution. The funds shall be  
21 made available to the provider of the transit services subject to the  
22 performance measures described in Section 30914.5. If the funds  
23 cannot be obligated for operating assistance consistent with the  
24 performance measures, these funds shall be obligated for other  
25 operations consistent with this chapter.

26 Except for operating programs that do not have planned funding  
27 increases and subject to the 38-percent limit on total operating cost  
28 funding in any single year, following the first year of scheduled  
29 operations, an escalation factor, not to exceed 1.5 percent per year,  
30 shall be added to the operating cost funding through the 2015–16  
31 fiscal year, to partially offset increased operating costs. The  
32 escalation factors shall be contained in the operating agreements  
33 described in Section 30914.5. Subject to the limitations of this  
34 paragraph, the Metropolitan Transportation Commission may  
35 annually fund the following operating programs as another  
36 component of the Regional Traffic Relief Plan:

37 (1) Golden Gate Express Bus Service over the Richmond Bridge  
38 (Route 40). Two million one hundred thousand dollars  
39 (\$2,100,000).

1 (2) Napa VINE Service terminating at the Vallejo Intermodal  
2 Terminal. Three hundred ninety thousand dollars (\$390,000).

3 (3) Regional Express Bus North Pool serving the Carquinez and  
4 Benicia Bridge Corridors. Three million four hundred thousand  
5 dollars (\$3,400,000).

6 (4) Regional Express Bus South Pool serving the Bay Bridge,  
7 San Mateo Bridge, and Dumbarton Bridge Corridors. Six million  
8 five hundred thousand dollars (\$6,500,000).

9 (5) Dumbarton Rail. Five million five hundred thousand dollars  
10 (\$5,500,000).

11 (6) San Francisco Bay Area Water Emergency Transportation  
12 Authority, Alameda/Oakland/Harbor Bay, Berkeley/Albany, South  
13 San Francisco, Vallejo, or other transbay ferry service. A portion  
14 of the operating funds may be dedicated to landside transit  
15 operations. Fifteen million three hundred thousand dollars  
16 (\$15,300,000). Funds historically made available to the City of  
17 Vallejo or the City of Alameda shall continue to be allocated to  
18 those cities until the date specified in the adopted transition plan  
19 developed by the San Francisco Bay Area Water Emergency  
20 Transportation Authority pursuant to subdivision (b) of Section  
21 66540.32 of the Government Code. The authority may use up to  
22 six hundred thousand dollars (\$600,000) to support development  
23 of the transition plan and for transition-related costs, including,  
24 but not limited to, reasonable administrative costs incurred by the  
25 authority and transferring agencies on or after July 1, 2008, in  
26 accordance with subdivision (e) of Section 66540.11 of the  
27 Government Code, upon a determination by the Metropolitan  
28 Transportation Commission that these costs are reasonable and  
29 substantially the result of the transition. After adoption of the  
30 transition plan and after formal agreement by the Cities of Alameda  
31 and Vallejo to transition their ferry services to the authority in  
32 accordance with the transition plan, the authority may use  
33 additional funds, above the limits previously referenced in this  
34 paragraph, for transition and transition-related activities, incurred  
35 before or after the actual transfer of services, as specified in the  
36 transition plan and approved by the Metropolitan Transportation  
37 Commission. The authority may utilize funds from this section for  
38 operation of the services transferred from the City of Vallejo or  
39 the City of Alameda if approved by the Metropolitan  
40 Transportation Commission.

1 (7) Owl Bus Service on BART Corridor. One million eight  
2 hundred thousand dollars (\$1,800,000).

3 (8) MUNI Metro Third Street Light Rail Line. Two million five  
4 hundred thousand dollars (\$2,500,000) without escalation.

5 (9) AC Transit Enhanced Bus Service on Telegraph Avenue,  
6 International Boulevard, and East 14th Street in  
7 Berkeley-Oakland-San Leandro. Three million dollars (\$3,000,000)  
8 without escalation.

9 (10) TransLink, three-year operating program. Twenty million  
10 dollars (\$20,000,000) without escalation.

11 (11) San Francisco Bay Area Water Emergency Transportation  
12 Authority, regional planning and operations. Three million dollars  
13 (\$3,000,000) without escalation.

14 (e) For all projects authorized under subdivision (c), the project  
15 sponsor shall submit an initial project report to the Metropolitan  
16 Transportation Commission before July 1, 2004. This report shall  
17 include all information required to describe the project in detail,  
18 including the status of any environmental documents relevant to  
19 the project, additional funds required to fully fund the project, the  
20 amount, if any, of funds expended to date, and a summary of any  
21 impediments to the completion of the project. This report, or an  
22 updated report, shall include a detailed financial plan and shall  
23 notify the commission if the project sponsor will request toll  
24 revenue within the subsequent 12 months. The project sponsor  
25 shall update this report as needed or requested by the commission.  
26 No funds shall be allocated by the commission for any project  
27 authorized by subdivision (c) until the project sponsor submits the  
28 initial project report, and the report is reviewed and approved by  
29 the commission.

30 If multiple project sponsors are listed for projects listed in  
31 subdivision (c), the commission shall identify a lead sponsor in  
32 coordination with all identified sponsors, for purposes of allocating  
33 funds. For any projects authorized under subdivision (c), the  
34 commission shall have the option of requiring a memorandum of  
35 understanding between itself and the project sponsor or sponsors  
36 that shall include any specific requirements that must be met prior  
37 to the allocation of funds provided under subdivision (c).

38 (f) The Metropolitan Transportation Commission shall annually  
39 assess the status of programs and projects and shall allocate a  
40 portion of funding made available under Section 30921 or 30958

1 for public information and advertising to support the services and  
2 projects identified in subdivisions (c) and (d). If a program or  
3 project identified in subdivision (c) has cost savings after  
4 completion, taking into account construction costs and an estimate  
5 of future settlement claims, or cannot be completed or cannot  
6 continue due to delivery or financing obstacles making the  
7 completion or continuation of the program or project unrealistic,  
8 the commission shall consult with the program or project sponsor.  
9 After consulting with the sponsor, the commission shall hold a  
10 public hearing concerning the program or project. After the hearing,  
11 the commission may vote to modify the program or the project's  
12 scope, decrease its level of funding, or reassign some or all of the  
13 funds to another project within the same bridge corridor. If a  
14 program or project identified in subdivision (c) is to be  
15 implemented with other funds not derived from tolls, the  
16 commission shall follow the same consultation and hearing process  
17 described above and may vote thereafter to reassign the funds to  
18 another project consistent with the intent of this chapter. If an  
19 operating program or project as identified in subdivision (d) cannot  
20 achieve its performance objectives described in subdivision (a) of  
21 Section 30914.5 or cannot continue due to delivery or financing  
22 obstacles making the completion or continuation of the program  
23 or project unrealistic, the commission shall consult with the  
24 program or the project sponsor. After consulting with the sponsor,  
25 the commission shall hold a public hearing concerning the program  
26 or project. After the hearing, the commission may vote to modify  
27 the program or the project's scope, decrease its level of funding,  
28 or to reassign some or all of the funds to another or an additional  
29 regional transit program or project within the same corridor. If a  
30 program or project does not meet the required performance  
31 measures, the commission shall give the sponsor a time certain to  
32 achieve the performance measures before reassigning its funding.  
33 (g) If the voters approve a toll increase pursuant to Section  
34 30921, the authority shall within 24 months of the election date  
35 include the projects in a long-range plan that are consistent with  
36 the commission's findings required by this section and Section  
37 30914.5. The authority shall update its long-range plan as required  
38 to maintain its viability as a strategic plan for funding projects  
39 authorized by this section. The authority shall, by January 1, 2007,

1 submit its updated long-range plan to the transportation policy  
2 committee of each house of the Legislature for review.

3 (h) If the voters approve a toll increase pursuant to Section  
4 30921, and if additional funds from this toll increase are available  
5 following the funding obligations of subdivisions (c) and (d), the  
6 authority may set aside a reserve to fund future rolling stock  
7 replacement to enhance the sustainability of the services  
8 enumerated in subdivision (d). The authority shall, by January 1,  
9 2020, submit a 20-year toll bridge expenditure plan to the  
10 Legislature for adoption. This expenditure plan shall have, as its  
11 highest priority, replacement of transit vehicles purchased pursuant  
12 to subdivision (c).

13 ~~SEC. 35.~~

14 *SEC. 34.* Section 30914.5 of the Streets and Highways Code  
15 is amended to read:

16 30914.5. (a) Prior to the allocation of revenue for transit  
17 operating assistance under subdivision (d) of Section 30914, the  
18 Metropolitan Transportation Commission shall adopt performance  
19 measures related to fare-box recovery, ridership, and other  
20 performance measures as needed. The performance measures shall  
21 be developed in consultation with the affected transit operators  
22 and the commission's advisory council.

23 (b) The Metropolitan Transportation Commission shall execute  
24 an operating agreement with the sponsors of the projects described  
25 in subdivision (d) of Section 30914. This agreement shall include,  
26 at a minimum, a fully funded operating plan that conforms to and  
27 is consistent with the adopted performance measures. The  
28 agreement shall also include a schedule of projected fare revenues  
29 or other operating revenues to indicate that the service is viable in  
30 the ~~near-term~~ *near term* and is expected to meet the adopted  
31 performance measures in future years. For any individual project  
32 sponsor, this operating agreement may include additional  
33 requirements, as determined by the commission, to be met prior  
34 to the allocation of transit assistance under subdivision (d) of  
35 Section 30914.

36 (c) Prior to the annual allocation of transit operating assistance  
37 funds by the Metropolitan Transportation Commission pursuant  
38 to subdivision (d) of Section 30914, the Metropolitan  
39 Transportation Commission shall conduct, or shall require the  
40 sponsoring agency to conduct, an independent audit that contains

1 audited financial information, including an opinion on the status  
2 and cost of the project and its compliance with the approved  
3 performance measures. Notwithstanding this requirement, each  
4 operator shall be given a one-year trial period to operate new  
5 service. In the first year of new service, the sponsor shall develop  
6 a reporting and accounting structure for the performance measures.  
7 Commencing with the third operating year, sponsors shall be  
8 subject to the approved performance measures.

9 (d) The Metropolitan Transportation Commission shall adopt  
10 a regional transit connectivity plan by May 1, 2006. The  
11 connectivity plan shall be incorporated into the commission's  
12 Transit Coordination Implementation Plan pursuant to Section  
13 66516.5 of the Government Code. The connectivity plan shall  
14 require operators to comply with the plan utilizing commission  
15 authority pursuant to Section 66516.5 of the Government Code.  
16 The commission shall consult with the Partnership Transit  
17 Coordination Council in developing a plan that identifies and  
18 evaluates opportunities for improving transit connectivity and shall  
19 include, but not be limited to, the following components:

20 (1) A network of key transit hubs connecting regional rapid  
21 transit services to one another, and to feeder transit services.  
22 "Regional rapid transit" means long-haul transit service that crosses  
23 county lines, and operates mostly in dedicated rights-of-way,  
24 including freeway high-occupancy vehicle lanes, crossing a bridge,  
25 or on the bay. The identified transit hubs shall operate either as a  
26 timed transfer network or as pulsed hub connections, providing  
27 regularly scheduled connections between two or more transit lines.

28 (2) Physical infrastructure and right-of-way improvements  
29 necessary to improve system reliability and connections at transit  
30 hubs. Physical infrastructure improvements may include, but are  
31 not limited to, improved rail-to-rail transfer facilities, including  
32 cross-platform transfers, and intermodal transit improvements that  
33 facilitate rail-to-bus, rail-to-ferry, ferry-to-ferry, ferry-to-bus, and  
34 bus-to-bus transfers. Capital improvements identified in the plan  
35 shall be eligible for funding in the commission's regional  
36 transportation plan.

37 (3) Regional standards and procedures to ensure maximum  
38 coordination of schedule connections to minimize transfer times  
39 between transit lines at key transit hubs, including, but not limited  
40 to, the following:



1 (A) Policies and procedures for improved fare collection.

2 (B) Enhanced trip-planning services, including Internet-based  
3 programs, telephone information systems, and printed schedules.

4 (C) Enhanced schedule coordination through the implementation  
5 of real-time transit-vehicle location systems that facilitate  
6 communication between systems and result in improved timed  
7 transfers between routes.

8 (D) Performance measures and data collection to monitor the  
9 performance of the connectivity plan.

10 The connectivity plan shall focus on, but not be limited to, feeder  
11 transit lines connecting to regional rapid transit services, and the  
12 connection of regional rapid transit services to one another. The  
13 connectivity plan shall be adopted following a Metropolitan  
14 Transportation Commission public hearing at least 60 days prior  
15 to adoption. The commission shall adopt performance measures  
16 and collect appropriate data to monitor the performance of the  
17 connectivity plan. The plan shall be evaluated every three years  
18 by the commission as part of the update to its regional  
19 transportation plan. No agency shall be eligible to receive funds  
20 under this section unless the agency is a participant operator in the  
21 commission's regional transit connectivity plan.

22 The provisions of this subdivision shall only be effective if the  
23 voters approve the toll increase as set forth in Section 30921, and  
24 the expenditures incurred by the Metropolitan Transportation  
25 Commission up to five hundred thousand dollars (\$500,000) that  
26 are related to the requirements of this subdivision, including any  
27 study, shall be reimbursed from toll revenues identified in  
28 paragraph (33) of subdivision (c) of Section 30914.

29 (e) The TransLink Consortium, per the TransLink Interagency  
30 Participation Agreement, shall, by July 1, 2008, develop a plan  
31 for an integrated fare program covering all regional rapid transit  
32 trips funded in full or in part by this section. "Regional rapid  
33 transit" means long-haul transit services that cross county lines,  
34 and operate mostly in dedicated rights-of-way, including freeway  
35 high-occupancy vehicle lanes, crossing a bridge, or on the bay.  
36 Interregional rail services, originating or terminating from outside  
37 the Bay Area, shall not be considered regional rapid transit. The  
38 purpose of the integrated fare program is to encourage greater use  
39 of the region's transit network by making it easier and less costly  
40 for transit riders whose regular commute involves multizonal travel

1 and may involve the transfer between two or more transit agencies,  
2 including regional-to-regional and regional-to-local transfers. The  
3 integrated fare program shall include a zonal fare system for the  
4 sole purpose of creating a monthly zonal pass (monthly pass),  
5 allowing for unlimited or discounted fares for transit riders making  
6 a minimum number of monthly transit trips between two or more  
7 zones. The number of minimum trips shall be established by the  
8 plan. The integrated fare program shall not apply to fare structures  
9 that are not purchased on a monthly basis. For the purposes of  
10 these zonal fares, geographic zones shall be created in the Bay  
11 Area. To the extent practical, zone boundaries for overlapping  
12 systems shall be in the same places and shall correspond to the  
13 boundaries of the local transit service areas. A regional rapid transit  
14 zone may cover more than one local service area, or may subdivide  
15 an existing local service area. The monthly pass shall be created  
16 in at least the following two forms:

17 (1) For the use of interzonal regional rapid transit trips without  
18 local transit discounts.

19 (2) For the use of interzonal regional rapid transit trips with  
20 local transit discounts. The plan may recommend the elimination  
21 of existing transit pass arrangements to simplify the marketing of  
22 the monthly pass. The integrated fare program shall establish a  
23 monitoring program to evaluate the impact of the integrated fare  
24 program on the operating finances of the participating agencies.  
25 The integrated fare program shall be adjusted as necessary to ensure  
26 that the program does not jeopardize the viability of local or  
27 regional rapid transit routes impacted by the program, and to the  
28 extent feasible, provide an equitable revenue-sharing arrangement  
29 among the participating agencies. This subdivision shall only be  
30 effective if the voters approve the toll increase as set forth in  
31 Section 30921, and any expenditures related to the implementation  
32 of this subdivision incurred by the TransLink Consortium shall be  
33 reimbursed by toll revenues designated in paragraph (34) of  
34 subdivision (c) of Section 30914.

35 (f) The Metropolitan Transportation Commission (MTC) shall,  
36 by September 29, 2007, adopt a Bay Area Regional Rail Plan (plan)  
37 for the development of passenger rail services in the San Francisco  
38 Bay Area over the short, medium, and long term. Up to six million  
39 dollars (\$6,000,000) of the funds described in paragraph (33) of  
40 subdivision (c) of Section 30914 may be expended by MTC, the

San Francisco Bay Area Rapid Transit District (BART), and the Peninsula Corridor Joint Powers Board (Caltrain) for the plan. A project management team comprised of staff from MTC, Caltrain, the High-Speed Rail Authority, and BART shall provide day-to-day project management of the technical development of the plan. The plan shall formulate strategies to integrate passenger rail systems, improve interfaces with connecting services, expand the regional rapid transit network, and coordinate investments with transit-supportive land use. The plan shall be directed by a steering committee consisting of appointees from the Department of Transportation (Caltrans), BART, Caltrain, the National Railroad Passenger Corporation (Amtrak), the Capitol Corridor Joint Powers Authority, the Altamont Commuter Express, the High-Speed Rail Authority, MTC, the Sonoma-Marín Area Rail Transit District (SMART), the Santa Clara Valley Transportation Authority, the Solano Transportation Authority, the Association of Bay Area Governments, the Transbay Joint Powers Authority, the Port of Oakland, the Alameda County Transportation Commission, the Contra Costa Transportation Authority, the Transportation Authority of Marin, the Napa County Transportation Planning Agency, the San Francisco County Transportation Authority, the San Mateo City-County Association of Governments, the San Francisco Municipal Transportation Agency, and the owners of standard gauge rail. Under direction from the steering committee and with input from Bay Area transit agencies, MTC shall act as the fiscal agent for the study and oversee consultant contracts on behalf of the project management team. The plan proposals shall be evaluated using performance criteria, including, but not limited to, transit-supportive land use and access, ridership, cost-effectiveness, regional network connectivity, and capital and operating financial stability. Additional performance criteria shall be developed as necessary. The plan shall include, but not be limited to, all of the following:

- (1) Identification of issues in connectivity, access, capacity, operations, and cost-effectiveness.
- (2) Identification of opportunities to enhance rail connectivity and to maximize passenger convenience when transferring between systems, including the study of the feasibility and construction of an intermodal transfer hub at Niles (Shinn Street) Junction.

1 (3) Recommendation of improvements to the interface with  
2 shuttles, buses, other rail systems, and other feeder modes.

3 (4) Identification of potential impacts on capacity constraints  
4 and operations on existing passenger and freight carriers.

5 (5) Identification of bottlenecks where added capacity could  
6 cost-effectively increase performance.

7 (6) Recommendation of potential efficiency improvements  
8 through economies of scale, such as through joint vehicle  
9 procurement and maintenance facilities.

10 (7) Recommendation of strategies to acquire right-of-way and  
11 station property to preserve future service options.

12 (8) Identification of potential capital and operating funding  
13 sources for proposed actions.

14 (9) Identification of locations where the presence of passenger  
15 rail could stimulate redevelopment and thereby direct growth to  
16 the urban core.

17 (10) Recommendation of technology-appropriate service  
18 expansion in specific corridors. Technologies to be considered  
19 include conventional rail transit modes, bus rapid transit, and  
20 emerging rail technologies. Identify phasing strategies for the  
21 implementation of rail services where appropriate.

22 (11) Examination of how recommendations would integrate  
23 with proposed high-speed rail to the Central Valley and southern  
24 California. The intent of this element of the study is to help reduce  
25 the number of alternatives that the High-Speed Rail Authority  
26 would need to evaluate as part of any follow-on environmental  
27 assessment of future high-speed rail system access to the Bay Area.  
28 Selection of a preferred alignment for the Bay Area shall remain  
29 the responsibility of the High-Speed Rail Authority pursuant to  
30 Section 185032 of the Public Utilities Code.

31 (12) Recommendation of a governance strategy to implement  
32 and operate future regional rail services.

33 This subdivision shall only be effective if the voters approve the  
34 toll increase as set forth in Section 30921. Any expenditures  
35 incurred by the Metropolitan Transportation Commission or the  
36 project sponsors identified in paragraph (33) of subdivision (c) of  
37 Section 30914 related to the requirements of this subdivision,  
38 including any study and administration, shall be appropriate  
39 charges against toll revenue to be reimbursed from toll revenues.

1 ~~SEC. 36.~~

2 *SEC. 35.* Section 667 is added to the Vehicle Code, to read:

3 667. (a) A “utility trailer” is a trailer or semitrailer used solely  
4 for the transportation of the user’s personal property, not in  
5 commerce, which does not exceed a gross weight of 10,000 pounds  
6 or a manufacturer’s gross vehicle weight rating of 10,000 pounds.

7 (b) Notwithstanding subdivision (a), a “utility trailer” includes  
8 a trailer or semitrailer designed and used for the transportation of  
9 livestock, not in commerce, which does not exceed a gross weight  
10 of 10,000 pounds or a manufacturer’s gross vehicle weight rating  
11 of 10,000 pounds.

12 ~~SEC. 37.~~ ~~Section 1808.1 of the Vehicle Code is amended to~~  
13 ~~read:~~

14 ~~1808.1. (a) The prospective employer of a driver who drives~~  
15 ~~a vehicle specified in subdivision (k) shall obtain a report showing~~  
16 ~~the driver’s current public record as recorded by the department.~~  
17 ~~For purposes of this subdivision, a report is current if it was issued~~  
18 ~~less than 30 days prior to the date the employer employs the driver.~~  
19 ~~The report shall be reviewed, signed, and dated by the employer~~  
20 ~~and maintained at the employer’s place of business until receipt~~  
21 ~~of the pull-notice system report pursuant to subdivisions (b) and~~  
22 ~~(c). These reports shall be presented upon request to an authorized~~  
23 ~~representative of the Department of the California Highway Patrol~~  
24 ~~during regular business hours.~~

25 ~~(b) The employer of a driver who drives a vehicle specified in~~  
26 ~~subdivision (k) shall participate in a pull-notice system, which is~~  
27 ~~a process for the purpose of providing the employer with a report~~  
28 ~~showing the driver’s current public record as recorded by the~~  
29 ~~department, and any subsequent convictions, failures to appear,~~  
30 ~~accidents, driver’s license suspensions, driver’s license revocations,~~  
31 ~~or any other actions taken against the driving privilege or~~  
32 ~~certificate, added to the driver’s record while the employer’s~~  
33 ~~notification request remains valid and unanceled. As used in this~~  
34 ~~section, participation in the pull-notice system means obtaining a~~  
35 ~~requester code and enrolling all employed drivers who drive a~~  
36 ~~vehicle specified in subdivision (k) under that requester code.~~

37 ~~(c) The employer of a driver of a vehicle specified in subdivision~~  
38 ~~(k) shall, additionally, obtain a periodic report from the department~~  
39 ~~at least every 12 months. The employer shall verify that each~~  
40 ~~employee’s driver’s license has not been suspended or revoked,~~

~~1 the employee's traffic violation point count, and whether the  
2 employee has been convicted of a violation of Section 23152 or  
3 23153. The report shall be signed and dated by the employer and  
4 maintained at the employer's principal place of business. The  
5 report shall be presented upon demand to an authorized  
6 representative of the Department of the California Highway Patrol  
7 during regular business hours.~~

~~8 (d) Upon the termination of a driver's employment, the employer  
9 shall notify the department to discontinue the driver's enrollment  
10 in the pull-notice system.~~

~~11 (e) For purposes of the pull-notice system and periodic report  
12 process required by subdivisions (b) and (c), an owner, other than  
13 an owner-operator as defined in Section 34624, and an employer  
14 who drives a vehicle described in subdivision (k) shall be enrolled  
15 as if he or she were an employee. A family member and a volunteer  
16 driver who drives a vehicle described in subdivision (k) shall also  
17 be enrolled as if he or she were an employee.~~

~~18 (f) An employer who, after receiving a driving record pursuant  
19 to this section, employs or continues to employ as a driver a person  
20 against whom a disqualifying action has been taken regarding his  
21 or her driving privilege or required driver's certificate, is guilty of  
22 a public offense, and upon conviction thereof, shall be punished  
23 by confinement in a county jail for not more than six months, by  
24 a fine of not more than one thousand dollars (\$1,000), or by both  
25 that confinement and fine.~~

~~26 (g) As part of its inspection of bus maintenance facilities and  
27 terminals required at least once every 13 months pursuant to  
28 subdivision (c) of Section 34501, the Department of the California  
29 Highway Patrol shall determine whether each transit operator, as  
30 defined in Section 99210 of the Public Utilities Code, is then in  
31 compliance with this section and Section 12804.6, and shall certify  
32 each operator found to be in compliance. Funds shall not be  
33 allocated pursuant to Chapter 4 (commencing with Section 99200)  
34 of Part 11 of Division 10 of the Public Utilities Code to a transit  
35 operator that the Department of the California Highway Patrol has  
36 not certified pursuant to this section.~~

~~37 (h) A request to participate in the pull-notice system established  
38 by this section shall be accompanied by a fee determined by the  
39 department to be sufficient to defray the entire actual cost to the  
40 department for the notification service. For the receipt of~~

1 subsequent reports, the employer shall also be charged a fee  
2 established by the department pursuant to Section 1811. An  
3 employer that qualifies pursuant to Section 1812 shall be exempt  
4 from any fee required pursuant to this section. Failure to pay the  
5 fee shall result in automatic cancellation of the employer's  
6 participation in the notification services.

7 (i) The department, as soon as feasible, may establish an  
8 automatic procedure to provide the periodic reports to an employer  
9 by mail or via an electronic delivery method, as required by  
10 subdivision (e), on a regular basis without the need for individual  
11 requests.

12 (j) (1) The employer of a driver who is employed as a casual  
13 driver is not required to enter that driver's name in the pull-notice  
14 system, as otherwise required by subdivision (a). However, the  
15 employer of a casual driver shall be in possession of a report of  
16 the driver's current public record as recorded by the department,  
17 prior to allowing a casual driver to drive a vehicle specified in  
18 subdivision (k). A report is current if it was issued less than six  
19 months prior to the date the employer employs the driver.

20 (2) For purposes of this subdivision, a driver is employed as a  
21 casual driver when the employer has employed the driver less than  
22 30 days during the preceding six months. "Casual driver" does not  
23 include a driver who operates a vehicle that requires a passenger  
24 transportation endorsement.

25 (k) This section applies to a vehicle for the operation of which  
26 the driver is required to have a class A or class B driver's license,  
27 a class C license with a hazardous materials endorsement, a class  
28 C license issued pursuant to Section 12814.7, or a certificate issued  
29 pursuant to Section 12517, 12519, 12520, 12523, 12523.5, or  
30 12527, or a passenger vehicle having a seating capacity of not  
31 more than 10 persons, including the driver, operated for  
32 compensation by a charter-party carrier of passengers or passenger  
33 stage corporation pursuant to a certificate of public convenience  
34 and necessity or a permit issued by the Public Utilities  
35 Commission.

36 (l) This section shall not be construed to change the definition  
37 of "employer," "employee," or "independent contractor" for any  
38 purpose.

39 (m) A motor carrier who contracts with a person to drive a  
40 vehicle described in subdivision (k) that is owned by, or leased to,

1 ~~that motor carrier, shall be subject to subdivisions (a), (b), (c), (d),~~  
2 ~~(f), (j), (k), and (l) and the employer obligations in those~~  
3 ~~subdivisions.~~

4 ~~SEC. 38.~~

5 *SEC. 36.* Section 2800 of the Vehicle Code is amended to read:

6 2800. (a) It is unlawful to willfully fail or refuse to comply  
7 with a lawful order, signal, or direction of a peace officer, as  
8 defined in Chapter 4.5 (commencing with Section 830) of Title 3  
9 of Part 2 of the Penal Code, when that peace officer is in uniform  
10 and is performing duties pursuant to any of the provisions of this  
11 code, or to refuse to submit to a lawful inspection pursuant to this  
12 code.

13 (b) Except as authorized pursuant to Section 24004, it is  
14 unlawful to fail or refuse to comply with a lawful out-of-service  
15 order issued by an authorized employee of the Department of the  
16 California Highway Patrol or by an authorized enforcement officer  
17 as described in subdivision (d).

18 (c) It is unlawful to fail or refuse to comply with a lawful  
19 out-of-service order issued by the United States Secretary of the  
20 Department of Transportation.

21 (d) “Out-of-Service order” means a declaration by an authorized  
22 enforcement officer of a federal, state, Canadian, Mexican, or local  
23 jurisdiction that a driver, a commercial motor vehicle, or a motor  
24 carrier operation is out-of-service pursuant to Section 386.72,  
25 392.5, 392.9a, 395.13, or 396.9 of Title 49 of the Code of Federal  
26 Regulations, state law, or the North American Standard  
27 Out-of-Service Criteria.

28 ~~SEC. 39.~~

29 *SEC. 37.* Section 5201 of the Vehicle Code is amended to read:

30 5201. License plates shall at all times be securely fastened to  
31 the vehicle for which they are issued so as to prevent the plates  
32 from swinging, shall be mounted in a position so as to be clearly  
33 visible, and so that the characters are upright and display from left  
34 to right, and shall be maintained in a condition so as to be clearly  
35 legible. The rear license plate shall be mounted not less than 12  
36 inches nor more than 60 inches from the ground, and the front  
37 license plate shall be mounted not more than 60 inches from the  
38 ground, except as follows:

39 (a) The rear license plate on a tow truck or reposessor’s tow  
40 vehicle may be mounted on the left-hand side of the mast assembly



1 at the rear of the cab of the vehicle, not less than 12 inches nor  
2 more than 90 inches from the ground.

3 (b) The rear license plate on a tank vehicle hauling hazardous  
4 waste, as defined in Section 25117 of the Health and Safety Code,  
5 or asphalt material may be mounted not less than 12 inches nor  
6 more than 90 inches from the ground.

7 (c) The rear license plate on a truck tractor may be mounted at  
8 the rear of the cab of the vehicle, but not less than 12 inches nor  
9 more than 90 inches from the ground.

10 (d) The rear license plate of a vehicle designed by the  
11 manufacturer for the collection and transportation of garbage,  
12 rubbish, or refuse that is used regularly for the collection and  
13 transportation of that material by a person or governmental entity  
14 employed to collect, transport, and dispose of garbage, rubbish,  
15 or refuse may be mounted not less than 12 inches nor more than  
16 90 inches from the ground.

17 (e) The rear license plate on a two-axle livestock trailer may be  
18 mounted 12 inches or more, but not more than 90 inches, from the  
19 ground.

20 (f) A covering shall not be used on license plates except as  
21 follows:

22 (1) The installation of a cover over a lawfully parked vehicle  
23 to protect it from the weather and the elements does not constitute  
24 a violation of this subdivision. A peace officer or other regularly  
25 salaried employee of a public agency designated to enforce laws,  
26 including local ordinances, relating to the parking of vehicles may  
27 temporarily remove so much of the cover as is necessary to inspect  
28 any license plate, tab, or indicia of registration on a vehicle.

29 (2) The installation of a license plate security cover is not a  
30 violation of this subdivision if the device does not obstruct or  
31 impair the recognition of the license plate information, including,  
32 but not limited to, the issuing state, license plate number, and  
33 registration tabs, and the cover is limited to the area directly over  
34 the top of the registration tabs. No portion of a license plate security  
35 cover shall rest over the license plate number.

36 (g) A casing, shield, frame, border, product, or other device that  
37 obstructs or impairs the reading or recognition of a license plate  
38 by an electronic device operated by state or local law enforcement,  
39 an electronic device operated in connection with a toll road,  
40 high-occupancy toll lane, toll bridge, or other toll facility, or a

1 remote emission sensing device, as specified in Sections 44081  
2 and 44081.6 of the Health and Safety Code, shall not be installed  
3 on, or affixed to, a vehicle.

4 (h) (1) It is the intent of the Legislature that an accommodation  
5 be made to persons with disabilities and to those persons who  
6 regularly transport persons with disabilities, to allow the removal  
7 and relocation of wheelchair lifts and wheelchair carriers without  
8 the necessity of removing and reattaching the vehicle's rear license  
9 plate. Therefore, it is not a violation of this section if the reading  
10 or recognition of a rear license plate is obstructed or impaired by  
11 a wheelchair lift or wheelchair carrier and all of the following  
12 requirements are met:

13 (A) The owner of the vehicle has been issued a special  
14 identification license plate pursuant to Section 5007, or the person  
15 using the wheelchair that is carried on the vehicle has been issued  
16 a distinguishing placard under Section 22511.55.

17 (B) (i) The operator of the vehicle displays a decal, designed  
18 and issued by the department, that contains the license plate number  
19 assigned to the vehicle transporting the wheelchair.

20 (ii) The decal is displayed on the rear window of the vehicle,  
21 in a location determined by the department, in consultation with  
22 the Department of the California Highway Patrol, so as to be clearly  
23 visible to law enforcement.

24 (2) Notwithstanding any other law, if a decal is displayed  
25 pursuant to this subdivision, the requirements of this code that  
26 require the illumination of the license plate and the license plate  
27 number do not apply.

28 (3) The department shall adopt regulations governing the  
29 procedures for accepting and approving applications for decals,  
30 and issuing decals, authorized by this subdivision.

31 (4) This subdivision does not apply to a front license plate.

32 ~~SEC. 40.~~

33 *SEC. 38.* Section 14611 of the Vehicle Code is amended to  
34 read:

35 14611. (a) A person shall not knowingly direct the operation  
36 of a vehicle transporting a highway route controlled quantity of  
37 Class 7 radioactive materials, as defined in Section 173.403 of  
38 Title 49 of the Code of Federal Regulations, by a person who does  
39 not possess a training certificate pursuant to subdivision (b) of  
40 Section 12524 and a valid driver's license of the appropriate class.

(b) A person convicted under this section shall be punished by a fine of not less than five thousand dollars (\$5,000) nor more than ten thousand dollars (\$10,000).

~~SEC. 41.~~

*SEC. 39.* Section 21754 of the Vehicle Code is amended to read:

21754. The driver of a vehicle may overtake and pass to the right of another vehicle only under the following conditions:

(a) When the vehicle overtaken is making or about to make a left turn.

(b) Upon a highway within a business or residence district with unobstructed pavement of sufficient width for two or more lines of moving vehicles in the direction of travel.

(c) Upon any highway outside of a business or residence district with unobstructed pavement of sufficient width and clearly marked for two or more lines of moving traffic in the direction of travel.

(d) Upon a one-way street.

(e) Upon a highway divided into two roadways where traffic is restricted to one direction upon each of such roadways.

The provisions of this section shall not relieve the driver of a slow moving vehicle from the duty to drive as closely as practicable to the right hand edge of the roadway.

~~SEC. 42.~~

*SEC. 40.* Section 21755 of the Vehicle Code is amended to read:

21755. (a) The driver of a vehicle may overtake and pass another vehicle upon the right only under conditions permitting that movement in safety. In no event shall that movement be made by driving off the paved or main-traveled portion of the roadway.

(b) This section does not prohibit the use of a bicycle in a bicycle lane or on a shoulder.

~~SEC. 43.~~

*SEC. 41.* Section 22452 of the Vehicle Code is amended to read:

22452. (a) Subdivisions (b) and (d) apply to the operation of the following vehicles:

(1) A bus or farm labor vehicle carrying passengers.

(2) A motortruck transporting employees in addition to those riding in the cab.

1 (3) A schoolbus and a school pupil activity bus transporting  
2 school pupils, except as otherwise provided in paragraph (4) of  
3 subdivision (d).

4 (4) A commercial motor vehicle transporting any quantity of a  
5 Division 2.3 chlorine, as classified by Title 49 of the Code of  
6 Federal Regulations.

7 (5) A commercial motor vehicle that is required to be marked  
8 or placarded in accordance with the regulations of Title 49 of the  
9 Code of Federal Regulations with one of the following federal  
10 classifications:

11 (A) Division 1.1.

12 (B) Division 1.2, or Division 1.3.

13 (C) Division 2.3 Poison gas.

14 (D) Division 4.3.

15 (E) Class 7.

16 (F) Class 3 Flammable.

17 (G) Division 5.1.

18 (H) Division 2.2.

19 (I) Division 2.3 Chlorine.

20 (J) Division 6.1 Poison.

21 (K) Division 2.2 Oxygen.

22 (L) Division 2.1.

23 (M) Class 3 Combustible liquid.

24 (N) Division 4.1.

25 (O) Division 5.1.

26 (P) Division 5.2.

27 (Q) Class 8.

28 (R) Class Division 1.4.

29 (S) A cargo tank motor vehicle, whether loaded or empty, used  
30 for the transportation of a hazardous material, as defined in Parts  
31 107 to 180, inclusive, of Title 49 of the Code of Federal  
32 Regulations.

33 (6) A cargo tank motor vehicle transporting a commodity that  
34 at the time of loading has a temperature above its flashpoint, as  
35 determined under Section 173.120 of Title 49 of the Code of  
36 Federal Regulations.

37 (7) A cargo tank motor vehicle, whether loaded or empty,  
38 transporting a commodity under exemption in accordance with  
39 Subpart B of Part 107 of Title 49 of the Code of Federal  
40 Regulations.

(b) Before traversing a railroad grade crossing, the driver of a vehicle described in subdivision (a) shall stop that vehicle not less than 15 nor more than 50 feet from the nearest rail of the track and while so stopped shall listen, and look in both directions along the track, for an approaching train and for signals indicating the approach of a train, and shall not proceed until he or she can do so safely. Upon proceeding, the gears shall not be shifted manually while crossing the tracks.

(c) The driver of a commercial motor vehicle, other than those listed in subdivision (a), upon approaching a railroad grade crossing, shall be driven at a rate of speed that allows the commercial vehicle to stop before reaching the nearest rail of that crossing, and shall not be driven upon, or over, the crossing until due caution is taken to ascertain that the course is clear.

(d) A stop need not be made at a crossing in the following circumstances:

(1) Of railroad tracks running along and upon the roadway within a business or residence district.

(2) Where a traffic officer or an official traffic control signal directs traffic to proceed.

(3) Where an exempt sign was authorized by the Public Utilities Commission prior to January 1, 1978.

(4) Where an official railroad crossing stop exempt sign in compliance with Section 21400 has been placed by the Department of Transportation or a local authority pursuant to Section 22452.5. This paragraph does not apply with respect to a schoolbus or to a school pupil activity bus transporting school pupils.

~~SEC. 44.~~

*SEC. 42.* Section 22511.55 of the Vehicle Code is amended to read:

22511.55. (a) (1) A disabled person or disabled veteran may apply to the department for the issuance of a distinguishing placard. The placard may be used in lieu of the special license plate or plates issued under Section 5007 for parking purposes described in Section 22511.5 when (A) suspended from the rearview mirror, (B) if there is no rearview mirror, when displayed on the dashboard of a vehicle, or (C) inserted in a clip designated for a distinguishing placard and installed by the manufacturer on the driver's side of the front window. It is the intent of the Legislature to encourage the use of these distinguishing placards because they provide law

1 enforcement officers with a more readily recognizable symbol for  
2 distinguishing vehicles qualified for the parking privilege. The  
3 placard shall be the size, shape, and color determined by the  
4 department and shall bear the International Symbol of Access  
5 adopted pursuant to Section 3 of Public Law 100-641, commonly  
6 known as the “wheelchair symbol.” The department shall  
7 incorporate instructions for the lawful use of a placard, and a  
8 summary of the penalties for the unlawful use of a placard, into  
9 the identification card issued to the placard owner.

10 (2) (A) The department may establish procedures for the  
11 issuance and renewal of the placards. The placards shall have a  
12 fixed expiration date of June 30 every two years. A portion of the  
13 placard shall be printed in a contrasting color that shall be changed  
14 every two years. The size and color of this contrasting portion of  
15 the placard shall be large and distinctive enough to be readily  
16 identifiable by a law enforcement officer in a passing vehicle.

17 (B) As used in this section, “year” means the period between  
18 the inclusive dates of July 1 through June 30.

19 (C) Prior to the end of each year, the department shall, for the  
20 most current three years available, compare its record of disability  
21 placards issued against the records of the ~~Bureau of Vital Statistics~~  
22 *Office of Vital Records* of the State Department of ~~Health Care~~  
23 *Services Public Health*, or its successor, and withhold any renewal  
24 notices that otherwise would have been sent, for a placardholder  
25 identified as deceased.

26 (3) Except as provided in paragraph (4), a person shall not be  
27 eligible for more than one placard at a time.

28 (4) Organizations and agencies involved in the transportation  
29 of disabled persons or disabled veterans may apply for a placard  
30 for each vehicle used for the purpose of transporting disabled  
31 persons or disabled veterans.

32 (b) (1) Prior to issuing an original distinguishing placard to a  
33 disabled person or disabled veteran, the department shall require  
34 the submission of a certificate, in accordance with paragraph (2),  
35 signed by the physician and surgeon, or to the extent that it does  
36 not cause a reduction in the receipt of federal aid highway funds,  
37 by a nurse practitioner, certified nurse midwife, or physician  
38 assistant, substantiating the disability, unless the applicant’s  
39 disability is readily observable and uncontested. The disability of  
40 a person who has lost, or has lost use of, one or more lower

1 extremities or one hand, for a disabled veteran, or both hands, for  
2 a disabled person, or who has significant limitation in the use of  
3 lower extremities, may also be certified by a licensed chiropractor.  
4 The blindness of an applicant shall be certified by a licensed  
5 physician and surgeon who specializes in diseases of the eye or a  
6 licensed optometrist. The physician and surgeon, nurse practitioner,  
7 certified nurse midwife, physician assistant, chiropractor, or  
8 optometrist certifying the qualifying disability shall provide a full  
9 description of the illness or disability on the form submitted to the  
10 department.

11 (2) The physician and surgeon, nurse practitioner, certified nurse  
12 midwife, physician assistant, chiropractor, or optometrist who  
13 signs a certificate submitted under this subdivision shall retain  
14 information sufficient to substantiate that certificate and, upon  
15 request of the department, shall make that information available  
16 for inspection by the Medical Board of California or the appropriate  
17 regulatory board.

18 (3) The department shall maintain in its records all information  
19 on an applicant's certification of permanent disability and shall  
20 make that information available to eligible law enforcement or  
21 parking control agencies upon a request pursuant to Section  
22 22511.58.

23 (c) A person who is issued a distinguishing placard pursuant to  
24 subdivision (a) may apply to the department for a substitute placard  
25 without recertification of eligibility, if that placard is lost or stolen.

26 (d) The distinguishing placard shall be returned to the  
27 department not later than 60 days after the death of the disabled  
28 person or disabled veteran to whom the placard was issued.

29 (e) The department shall print on any distinguishing placard  
30 issued on or after January 1, 2005, the maximum penalty that may  
31 be imposed for a violation of Section 4461. For purposes of this  
32 subdivision, the "maximum penalty" is the amount derived from  
33 adding all of the following:

34 (1) The maximum fine that may be imposed under Section 4461.

35 (2) The penalty required to be imposed under Section 70372 of  
36 the Government Code.

37 (3) The penalty required to be levied under Section 76000 of  
38 the Government Code.

39 (4) The penalty required to be levied under Section 1464 of the  
40 Penal Code.

1 (5) The surcharge required to be levied under Section 1465.7  
2 of the Penal Code.

3 (6) The penalty authorized to be imposed under Section 4461.3.

4 *SEC. 42.1. Section 22511.55 of the Vehicle Code is amended*  
5 *to read:*

6 22511.55. (a) (1) A disabled person or disabled veteran may  
7 apply to the department for the issuance of a distinguishing placard.  
8 The placard may be used in lieu of the special license plate or  
9 plates issued under Section 5007 for parking purposes described  
10 in Section 22511.5 when (A) suspended from the rearview ~~mirror~~  
11 ~~or, mirror~~; (B) if there is no rearview mirror, when displayed on  
12 the dashboard of a ~~vehicle~~; vehicle, or (C) inserted in a clip  
13 designated for a distinguishing placard and installed by the  
14 manufacturer on the driver's side of the front window. It is the  
15 intent of the Legislature to encourage the use of ~~these~~  
16 distinguishing placards because they provide law enforcement  
17 officers with a more readily recognizable symbol for distinguishing  
18 vehicles qualified for the parking privilege. The placard shall be  
19 the size, shape, and color determined by the department and shall  
20 bear the International Symbol of Access adopted pursuant to  
21 Section 3 of Public Law 100-641, commonly known as the  
22 "wheelchair symbol." The department shall incorporate instructions  
23 for the lawful use of a placard, and a summary of the penalties for  
24 the unlawful use of a placard, into the identification card issued  
25 to the placard owner.

26 (2) (A) The department may establish procedures for the  
27 issuance and renewal of the placards. *The procedures shall include,*  
28 *but are not limited to, advising an applicant in writing on the*  
29 *application for a placard of the procedure to apply for a special*  
30 *license plate or plates, as described in Section 5007, and the fee*  
31 *exemptions established pursuant to Section 9105 and in subdivision*  
32 *(a) of Section 10783 of the Revenue and Taxation Code. The*  
33 placards shall have a fixed expiration date of June 30 every two  
34 years. A portion of the placard shall be printed in a contrasting  
35 color that shall be changed every two years. The size and color of  
36 this contrasting portion of the placard shall be large and distinctive  
37 enough to be readily identifiable by a law enforcement officer in  
38 a passing vehicle.

39 (B) As used in this section, "year" means the period between  
40 the inclusive dates of July 1 through June 30.



1 (C) Prior to the end of each year, the department shall, for the  
2 most current three years available, compare its record of disability  
3 placards issued against the records of the ~~Bureau~~ *Office of Vital*  
4 ~~Statistics~~ *Records* of the State Department of ~~Health Services~~  
5 *Public Health*, or its successor, and withhold any renewal notices  
6 that otherwise would have been ~~sent~~, *sent* for a placardholder  
7 identified as deceased.

8 (3) Except as provided in paragraph (4), a person ~~is~~ *shall* not  
9 *be* eligible for more than one placard at a time.

10 (4) Organizations and agencies involved in the transportation  
11 of disabled persons or disabled veterans may apply for a placard  
12 for each vehicle used for the purpose of transporting disabled  
13 persons or disabled veterans.

14 (b) (1) Prior to issuing an original distinguishing placard to a  
15 disabled person or disabled veteran, the department shall require  
16 the submission of a certificate, in accordance with paragraph (2),  
17 signed by the physician and surgeon, or to the extent that it does  
18 not cause a reduction in the receipt of federal aid highway funds,  
19 by a nurse practitioner, certified nurse midwife, or physician  
20 assistant, substantiating the disability, unless the applicant's  
21 disability is readily observable and uncontested. The disability of  
22 a person who has lost, or has lost use of, one or more lower  
23 extremities or one hand, for a disabled veteran, or both hands, for  
24 a disabled person, or who has significant limitation in the use of  
25 lower extremities, may also be certified by a licensed chiropractor.  
26 The blindness of an applicant shall be certified by a licensed  
27 physician and surgeon who specializes in diseases of the eye or a  
28 licensed optometrist. The physician and surgeon, nurse practitioner,  
29 certified nurse midwife, physician assistant, chiropractor, or  
30 optometrist certifying the qualifying disability shall provide a full  
31 description of the illness or disability on the form submitted to the  
32 department.

33 (2) The physician and surgeon, nurse practitioner, certified nurse  
34 midwife, physician assistant, chiropractor, or optometrist who  
35 signs a certificate submitted under this subdivision shall retain  
36 information sufficient to substantiate that certificate and, upon  
37 request of the department, shall make that information available  
38 for inspection by the Medical Board of California or the appropriate  
39 regulatory board.

(3) The department shall maintain in its records all information on an applicant's certification of permanent disability and shall make that information available to eligible law enforcement or parking control agencies upon a request pursuant to Section 22511.58.

(c) A person who is issued a distinguishing placard pursuant to subdivision (a) may apply to the department for a substitute placard without recertification of eligibility, if that placard is lost or stolen.

(d) The distinguishing placard shall be returned to the department not later than 60 days after the death of the disabled person or disabled veteran to whom the placard was issued.

(e) The department shall print on any distinguishing placard issued on or after January 1, 2005, the maximum penalty that may be imposed for a violation of Section 4461. For the purposes of this subdivision, the "maximum penalty" is the amount derived from adding all of the following:

(1) The maximum fine that may be imposed under Section 4461.

(2) The penalty required to be imposed under Section 70372 of the Government Code.

(3) The penalty required to be levied under Section 76000 of the Government Code.

(4) The penalty required to be levied under Section 1464 of the Penal Code.

(5) The surcharge required to be levied under Section 1465.7 of the Penal Code.

(6) The penalty authorized to be imposed under Section 4461.3.

*SEC. 42.2. Section 22511.55 of the Vehicle Code is amended to read:*

22511.55. (a) (1) A disabled person or disabled veteran may apply to the department for the issuance of a distinguishing placard. The placard may be used in lieu of the special license plate or plates issued under Section 5007 for parking purposes described in Section 22511.5 when (A) suspended from the rearview-mirror or, mirror; (B) if there is no rearview mirror, when displayed on the dashboard of a ~~vehicle~~; vehicle, or (C) inserted in a clip designated for a distinguishing placard and installed by the manufacturer on the driver's side of the front window. It is the intent of the Legislature to encourage the use of these distinguishing placards because they provide law enforcement officers with a more readily recognizable symbol for distinguishing

vehicles qualified for the parking privilege. The placard shall be the size, shape, and color determined by the department and shall bear the International Symbol of Access adopted pursuant to Section 3 of Public Law 100-641, commonly known as the “wheelchair symbol.” The department shall incorporate instructions for the lawful use of a placard, and a summary of the penalties for the unlawful use of a placard, into the identification card issued to the placard owner.

(2) (A) The department may establish procedures for the issuance and renewal of the placards. The placards shall have a fixed expiration date of June 30 every two years. A portion of the placard shall be printed in a contrasting color that shall be changed every two years. The size and color of this contrasting portion of the placard shall be large and distinctive enough to be readily identifiable by a law enforcement officer in a passing vehicle.

(B) As used in this section, “year” means the period between the inclusive dates of July 1 through June 30.

(C) Prior to the end of each year, the department shall, for the most current three years available, compare its record of disability placards issued against the records of the ~~Bureau Office of Vital Statistics~~ *Records of the State Department of Health Services* *Public Health*, or its successor, and withhold any renewal notices that otherwise would have been sent, for a placardholder identified as deceased.

(3) Except as provided in paragraph (4), a person ~~is~~ *shall* not be eligible for more than one placard at a time.

(4) Organizations and agencies involved in the transportation of disabled persons or disabled veterans may apply for a placard for each vehicle used for the purpose of transporting disabled persons or disabled veterans.

(b) (1) ~~Prior~~ *Except as provided in paragraph (4), prior* to issuing an original distinguishing placard to a disabled person or disabled veteran, the department shall require the submission of a certificate, in accordance with paragraph (2), signed by the physician and surgeon, or to the extent that it does not cause a reduction in the receipt of federal aid highway funds, by a nurse practitioner, certified nurse midwife, or physician assistant, substantiating the disability, unless the applicant’s disability is readily observable and uncontested. The disability of a person who has lost, or has lost use of, one or more lower extremities or one

1 hand, for a disabled veteran, or both hands, for a disabled person,  
2 or who has significant limitation in the use of lower extremities,  
3 may also be certified by a licensed chiropractor. The blindness of  
4 an applicant shall be certified by a licensed physician and surgeon  
5 who specializes in diseases of the eye or a licensed optometrist.  
6 The physician and surgeon, nurse practitioner, certified nurse  
7 midwife, physician assistant, chiropractor, or optometrist certifying  
8 the qualifying disability shall provide a full description of the  
9 illness or disability on the form submitted to the department.

10 (2) The physician and surgeon, nurse practitioner, certified nurse  
11 midwife, physician assistant, chiropractor, or optometrist who  
12 signs a certificate submitted under this subdivision shall retain  
13 information sufficient to substantiate that certificate and, upon  
14 request of the department, shall make that information available  
15 for inspection by the Medical Board of California or the appropriate  
16 regulatory board.

17 (3) The department shall maintain in its records all information  
18 on an applicant's certification of permanent disability and shall  
19 make that information available to eligible law enforcement or  
20 parking control agencies upon a request pursuant to Section  
21 22511.58.

22 (4) *For a disabled veteran, the department shall accept, in lieu*  
23 *of the certificate described in paragraph (1), a certificate from the*  
24 *United States Department of Veterans Affairs that certifies that*  
25 *the applicant is a disabled veteran as described in Section 295.7.*

26 (c) A person who is issued a distinguishing placard pursuant to  
27 subdivision (a) may apply to the department for a substitute placard  
28 without recertification of eligibility, if that placard is lost or stolen.

29 (d) The distinguishing placard shall be returned to the  
30 department not later than 60 days after the death of the disabled  
31 person or disabled veteran to whom the placard was issued.

32 (e) The department shall print on any distinguishing placard  
33 issued on or after January 1, 2005, the maximum penalty that may  
34 be imposed for a violation of Section 4461. For the purposes of  
35 this subdivision, the "maximum penalty" is the amount derived  
36 from adding all of the following:

37 (1) The maximum fine that may be imposed under Section 4461.

38 (2) The penalty required to be imposed under Section 70372 of  
39 the Government Code.

(3) The penalty required to be levied under Section 76000 of the Government Code.

(4) The penalty required to be levied under Section 1464 of the Penal Code.

(5) The surcharge required to be levied under Section 1465.7 of the Penal Code.

(6) The penalty authorized to be imposed under Section 4461.3.

*SEC. 42.3. Section 22511.55 of the Vehicle Code is amended to read:*

22511.55. (a) (1) A disabled person or disabled veteran may apply to the department for the issuance of a distinguishing placard. The placard may be used in lieu of the special license plate or plates issued under Section 5007 for parking purposes described in Section 22511.5 when (A) suspended from the rearview ~~mirror~~ ~~or, mirror~~; (B) if there is no rearview mirror, when displayed on the dashboard of a ~~vehicle~~; vehicle, or (C) inserted in a clip designated for a distinguishing placard and installed by the manufacturer on the driver's side of the front window. It is the intent of the Legislature to encourage the use of ~~these~~ distinguishing placards because they provide law enforcement officers with a more readily recognizable symbol for distinguishing vehicles qualified for the parking privilege. The placard shall be the size, shape, and color determined by the department and shall bear the International Symbol of Access adopted pursuant to Section 3 of Public Law 100-641, commonly known as the "wheelchair symbol." The department shall incorporate instructions for the lawful use of a placard, and a summary of the penalties for the unlawful use of a placard, into the identification card issued to the placard owner.

(2) (A) The department may establish procedures for the issuance and renewal of the placards. *The procedures shall include, but are not limited to, advising an applicant in writing on the application for a placard of the procedure to apply for a special license plate or plates, as described in Section 5007, and the fee exemptions established pursuant to Section 9105 and in subdivision (a) of Section 10783 of the Revenue and Taxation Code.* The placards shall have a fixed expiration date of June 30 every two years. A portion of the placard shall be printed in a contrasting color that shall be changed every two years. The size and color of this contrasting portion of the placard shall be large and distinctive

1 enough to be readily identifiable by a law enforcement officer in  
2 a passing vehicle.

3 (B) As used in this section, “year” means the period between  
4 the inclusive dates of July 1 through June 30.

5 (C) Prior to the end of each year, the department shall, for the  
6 most current three years available, compare its record of disability  
7 placards issued against the records of the ~~Bureau~~ Office of Vital  
8 ~~Statistics~~ Records of the State Department of ~~Health Services~~  
9 *Public Health*, or its successor, and withhold any renewal notices  
10 that otherwise would have been ~~sent~~, *sent* for a placardholder  
11 identified as deceased.

12 (3) Except as provided in paragraph (4), a person ~~is~~ *shall* not  
13 *be* eligible for more than one placard at a time.

14 (4) Organizations and agencies involved in the transportation  
15 of disabled persons or disabled veterans may apply for a placard  
16 for each vehicle used for the purpose of transporting disabled  
17 persons or disabled veterans.

18 (b) (1) ~~Prior~~ *Except as provided in paragraph (4), prior to*  
19 *issuing an original distinguishing placard to a disabled person or*  
20 *disabled veteran, the department shall require the submission of a*  
21 *certificate, in accordance with paragraph (2), signed by the*  
22 *physician and surgeon, or to the extent that it does not cause a*  
23 *reduction in the receipt of federal aid highway funds, by a nurse*  
24 *practitioner, certified nurse midwife, or physician assistant,*  
25 *substantiating the disability, unless the applicant’s disability is*  
26 *readily observable and uncontested. The disability of a person who*  
27 *has lost, or has lost use of, one or more lower extremities or one*  
28 *hand, for a disabled veteran, or both hands, for a disabled person,*  
29 *or who has significant limitation in the use of lower extremities,*  
30 *may also be certified by a licensed chiropractor. The blindness of*  
31 *an applicant shall be certified by a licensed physician and surgeon*  
32 *who specializes in diseases of the eye or a licensed optometrist.*  
33 *The physician and surgeon, nurse practitioner, certified nurse*  
34 *midwife, physician assistant, chiropractor, or optometrist certifying*  
35 *the qualifying disability shall provide a full description of the*  
36 *illness or disability on the form submitted to the department.*

37 (2) The physician and surgeon, nurse practitioner, certified nurse  
38 midwife, physician assistant, chiropractor, or optometrist who  
39 signs a certificate submitted under this subdivision shall retain  
40 information sufficient to substantiate that certificate and, upon

1 request of the department, shall make that information available  
2 for inspection by the Medical Board of California or the appropriate  
3 regulatory board.

4 (3) The department shall maintain in its records all information  
5 on an applicant's certification of permanent disability and shall  
6 make that information available to eligible law enforcement or  
7 parking control agencies upon a request pursuant to Section  
8 22511.58.

9 (4) *For a disabled veteran, the department shall accept, in lieu*  
10 *of the certificate described in paragraph (1), a certificate from the*  
11 *United States Department of Veterans Affairs that certifies that*  
12 *the applicant is a disabled veteran as described in Section 295.7.*

13 (c) A person who is issued a distinguishing placard pursuant to  
14 subdivision (a) may apply to the department for a substitute placard  
15 without recertification of eligibility, if that placard is lost or stolen.

16 (d) The distinguishing placard shall be returned to the  
17 department not later than 60 days after the death of the disabled  
18 person or disabled veteran to whom the placard was issued.

19 (e) The department shall print on any distinguishing placard  
20 issued on or after January 1, 2005, the maximum penalty that may  
21 be imposed for a violation of Section 4461. For the purposes of  
22 this subdivision, the "maximum penalty" is the amount derived  
23 from adding all of the following:

24 (1) The maximum fine that may be imposed under Section 4461.

25 (2) The penalty required to be imposed under Section 70372 of  
26 the Government Code.

27 (3) The penalty required to be levied under Section 76000 of  
28 the Government Code.

29 (4) The penalty required to be levied under Section 1464 of the  
30 Penal Code.

31 (5) The surcharge required to be levied under Section 1465.7  
32 of the Penal Code.

33 (6) The penalty authorized to be imposed under Section 4461.3.

34 ~~SEC. 45.~~

35 *SEC. 43.* Section 24400 of the Vehicle Code is amended to  
36 read:

37 24400. (a) A motor vehicle, other than a motorcycle, shall  
38 be equipped with at least two headlamps, with at least one on  
39 each side of the front of the vehicle, and, except as to vehicles  
40 registered prior to January 1, 1930, they shall be located directly

1 above or in advance of the front axle of the vehicle. The headlamps  
2 and every light source in any headlamp unit shall be located at a  
3 height of not more than 54 inches nor less than 22 inches.

4 (b) A motor vehicle, other than a motorcycle, shall be operated  
5 during darkness, or inclement weather, or both, with at least two  
6 lighted headlamps that comply with subdivision (a).

7 (c) As used in subdivision (b), “inclement weather” is a weather  
8 condition that is either of the following:

9 (1) A condition that prevents a driver of a motor vehicle from  
10 clearly discerning a person or another motor vehicle on the highway  
11 from a distance of 1,000 feet.

12 (2) A condition requiring the windshield wipers to be in  
13 continuous use due to rain, mist, snow, fog, or other precipitation  
14 or atmospheric moisture.

15 ~~SEC. 46.~~

16 *SEC. 44.* Section 26100 of the Vehicle Code is amended to  
17 read:

18 26100. (a) A person shall not sell or offer for sale for use upon  
19 or as part of the equipment of a vehicle any lighting equipment,  
20 safety glazing material, or other device that does not meet the  
21 provisions of Section 26104.

22 (b) A person shall not use upon a vehicle, and a person shall  
23 not drive a vehicle upon a highway that is equipped with, any  
24 lighting equipment, safety glazing material, or other device that  
25 is not in compliance with Section 26104.

26 (c) This section does not apply to a taillamp or stop lamp in use  
27 on or prior to December 1, 1935.

28 ~~SEC. 47.~~

29 *SEC. 45.* Section 26101 of the Vehicle Code is amended to  
30 read:

31 26101. (a) A person shall not sell or offer for sale for use upon  
32 or as part of the equipment of a vehicle any device that is intended  
33 to modify the original design or performance of any lighting  
34 equipment, safety glazing material, or other device, unless the  
35 modifying device meets the provisions of Section 26104.

36 (b) A person shall not use upon a vehicle, and a person shall  
37 not drive a vehicle upon a highway that has installed a device that  
38 is intended to modify the original design or performance of a  
39 lighting, safety glazing material, or other device, unless the  
40 modifying device complies with Section 26104.



(c) This section does not apply to a taillamp or stop lamp in use on or prior to December 1, 1935, or to lamps installed on authorized emergency vehicles.

~~SEC. 48.~~

*SEC. 46.* Section 26505 of the Vehicle Code is amended to read:

26505. A motor vehicle equipped with airbrakes or equipped to operate airbrakes on towed vehicles shall be equipped with a pressure gauge of reliable and satisfactory construction and maintained in an efficient working condition, accurate within 10 percent of the actual air reservoir pressure, and visible and legible to a person when seated in the driving position.

~~SEC. 49.~~

*SEC. 47.* Section 29004 of the Vehicle Code is amended to read:

29004. (a) (1) Except as required under paragraph (2), a towed vehicle shall be coupled to the towing vehicle by means of a safety chain, cable, or equivalent device in addition to the regular drawbar, tongue, or other connection.

(2) A vehicle towed by a tow truck shall be coupled to the tow truck by means of at least two safety chains in addition to the primary restraining system. The safety chains shall be securely affixed to the truck frame, bed, or towing equipment, independent of the towing sling, wheel lift, or under-reach towing equipment.

(3) A vehicle transported on a slide back carrier or conventional trailer shall be secured by at least four tiedown chains, straps, or an equivalent device, independent of the winch or loading cable. This subdivision does not apply to vehicle bodies that are being transported in compliance with Sections 393.100 to 393.136, inclusive, of Title 49 of the Code of Federal Regulations.

(b) All safety connections and attachments shall be of sufficient strength to control the towed vehicle in the event of failure of the regular hitch, coupling device, drawbar, tongue, or other connection. All safety connections and attachments also shall have a positive means of ensuring that the safety connection or attachment does not become dislodged while in transit.

(c) No more slack may be left in a safety chain, cable, or equivalent device than is necessary to permit proper turning. When a drawbar is used as the towing connection, the safety chain, cable, or equivalent device shall be connected to the towed and towing

1 vehicle and to the drawbar so as to prevent the drawbar from  
2 dropping to the ground if the drawbar fails.

3 (d) Subdivision (a) does not apply to a semitrailer having a  
4 connecting device composed of a fifth wheel and kingpin assembly,  
5 and do not apply to a towed motor vehicle when steered by a person  
6 who holds a license for the type of vehicle being towed.

7 (e) For purposes of this section, a “tow truck” includes both of  
8 the following:

9 (1) A reposessor’s tow vehicle, as defined in subdivision (b)  
10 of Section 615.

11 (2) An automobile dismantler’s tow vehicle, as defined in  
12 subdivision (c) of Section 615.

13 (f) A vehicle towed by a reposessor’s tow vehicle, as defined  
14 in subdivision (b) of Section 615, is exempt from the multisafety  
15 chain requirement of paragraph (2) of subdivision (a) so long as  
16 the vehicle is not towed more than one mile on a public highway  
17 and is secured by one safety chain.

18 ~~SEC. 50.~~

19 *SEC. 48.* Section 34518 of the Vehicle Code is amended to  
20 read:

21 34518. (a) A foreign motor carrier or foreign private motor  
22 carrier required to have a certificate of registration issued by the  
23 United States Secretary of the Department of Transportation  
24 pursuant to Part 368 (commencing with Section 368.1), or required  
25 to be registered pursuant to Part 365 (commencing with Section  
26 365.101), of Title 49 of the Code of Federal Regulations shall not  
27 do any of the following:

28 (1) Operate in this state without the required certificate in the  
29 vehicle.

30 (2) Operate beyond the limitations or restrictions specified in  
31 the certificate as issued.

32 (3) Refuse to show the certificate upon request of a peace officer.

33 (4) Provide point-to-point transportation services, including  
34 express delivery services, within the United States for goods other  
35 than international cargo.

36 (b) A motor carrier required to be registered with the United  
37 States Secretary of the Department of Transportation pursuant to  
38 Section 13902 of Title 49 of the United States Code, Part 365  
39 (commencing with Section 365.101), Part 390 (commencing with

1 Section 390.1), or Section 392.9a of Title 49 of the Code of Federal  
2 Regulations shall not do any of the following:

3 (1) Operate in this state without the required registration.

4 (2) Operate beyond the limitations or restrictions specified in  
5 its registration.

6 (3) Operate in this state without the required operating authority.

7 (c) A violation of subdivision (a) or (b) is an infraction  
8 punishable by a fine of one thousand dollars (\$1,000).

9 (d) A member of the Department of the California Highway  
10 Patrol may impound a vehicle operated in violation of subdivision  
11 (a) or (b) and its cargo, until the citation and all charges related to  
12 the impoundment are cleared. The impoundment charges are the  
13 responsibility of the vehicle's owner.

14 (e) (1) A motor carrier granted permanent operating authority  
15 pursuant to subdivision (a) shall not operate a vehicle on a highway,  
16 unless the vehicle is inspected by a Commercial Vehicle Safety  
17 Alliance-certified inspector every three months and displays a  
18 current safety inspection decal attesting to the successful  
19 completion of those inspections for at least three years after  
20 receiving permanent operating authority.

21 (2) Paragraph (1) does not apply to a motor carrier granted  
22 authority to operate solely in a commercial zone on the United  
23 States-Mexico International Border.

24 (f) As used in this section "limitations" or "restrictions" include  
25 definitions of "commercial zones," "municipality," "contiguous  
26 municipalities," "unincorporated area," and "terminal areas," in  
27 Part 372 (commencing with Section 372.101) of Title 49 of the  
28 Code of Federal Regulations.

29 ~~SEC. 51.~~

30 *SEC. 49.* Section 40802 of the Vehicle Code is amended to  
31 read:

32 40802. (a) A "speed trap" is either of the following:

33 (1) A particular section of a highway measured as to distance  
34 and with boundaries marked, designated, or otherwise determined  
35 in order that the speed of a vehicle may be calculated by securing  
36 the time it takes the vehicle to travel the known distance.

37 (2) A particular section of a highway with a prima facie speed  
38 limit that is provided by this code or by local ordinance under  
39 subparagraph (A) of paragraph (2) of subdivision (a) of Section  
40 22352, or established under Section 22354, 22357, 22358, or

22358.3, if that prima facie speed limit is not justified by an engineering and traffic survey conducted within five years prior to the date of the alleged violation, and enforcement of the speed limit involves the use of radar or any other electronic device that measures the speed of moving objects. This paragraph does not apply to a local street, road, or school zone.

(b) (1) For purposes of this section, a local street or road is one that is functionally classified as “local” on the “California Road System Maps,” that are approved by the Federal Highway Administration and maintained by the Department of Transportation. When a street or road does not appear on the “California Road System Maps,” it may be defined as a “local street or road” if it primarily provides access to abutting residential property and meets the following three conditions:

(A) Roadway width of not more than 40 feet.

(B) Not more than one-half of a mile of uninterrupted length. Interruptions shall include official traffic control signals as defined in Section 445.

(C) Not more than one traffic lane in each direction.

(2) For purposes of this section, “school zone” means that area approaching or passing a school building or the grounds thereof that is contiguous to a highway and on which is posted a standard “SCHOOL” warning sign, while children are going to or leaving the school either during school hours or during the noon recess period. “School zone” also includes the area approaching or passing any school grounds that are not separated from the highway by a fence, gate, or other physical barrier while the grounds are in use by children if that highway is posted with a standard “SCHOOL” warning sign.

(c) (1) When all of the following criteria are met, paragraph (2) of this subdivision shall be applicable and subdivision (a) shall not be applicable:

(A) When radar is used, the arresting officer has successfully completed a radar operator course of not less than 24 hours on the use of police traffic radar, and the course was approved and certified by the Commission on Peace Officer Standards and Training.

(B) When laser or any other electronic device is used to measure the speed of moving objects, the arresting officer has successfully completed the training required in subparagraph (A) and an

1 additional training course of not less than two hours approved and  
2 certified by the Commission on Peace Officer Standards and  
3 Training.

4 (C) (i) The prosecution proved that the arresting officer  
5 complied with subparagraphs (A) and (B) and that an engineering  
6 and traffic survey has been conducted in accordance with  
7 subparagraph (B) of paragraph (2). The prosecution proved that,  
8 prior to the officer issuing the notice to appear, the arresting officer  
9 established that the radar, laser, or other electronic device  
10 conformed to the requirements of subparagraph (D).

11 (ii) The prosecution proved the speed of the accused was unsafe  
12 for the conditions present at the time of alleged violation unless  
13 the citation was for a violation of Section 22349, 22356, or 22406.

14 (D) The radar, laser, or other electronic device used to measure  
15 the speed of the accused meets or exceeds the minimal operational  
16 standards of the National Traffic Highway Safety Administration,  
17 and has been calibrated within the three years prior to the date of  
18 the alleged violation by an independent certified laser or radar  
19 repair and testing or calibration facility.

20 (2) A “speed trap” is either of the following:

21 (A) A particular section of a highway measured as to distance  
22 and with boundaries marked, designated, or otherwise determined  
23 in order that the speed of a vehicle may be calculated by securing  
24 the time it takes the vehicle to travel the known distance.

25 (B) (i) A particular section of a highway or state highway with  
26 a prima facie speed limit that is provided by this code or by local  
27 ordinance under subparagraph (A) of paragraph (2) of subdivision  
28 (a) of Section 22352, or established under Section 22354, 22357,  
29 22358, or 22358.3, if that prima facie speed limit is not justified  
30 by an engineering and traffic survey conducted within one of the  
31 following time periods, prior to the date of the alleged violation,  
32 and enforcement of the speed limit involves the use of radar or  
33 any other electronic device that measures the speed of moving  
34 objects:

35 (I) Except as specified in subclause (II), seven years.

36 (II) If an engineering and traffic survey was conducted more  
37 than seven years prior to the date of the alleged violation, and a  
38 registered engineer evaluates the section of the highway and  
39 determines that no significant changes in roadway or traffic  
40 conditions have occurred, including, but not limited to, changes

1 in adjoining property or land use, roadway width, or traffic volume,  
2 10 years.

3 (ii) This subparagraph does not apply to a local street, road, or  
4 school zone.

5 ~~SEC. 52.~~

6 *SEC. 50.* No reimbursement is required by this act pursuant to  
7 Section 6 of Article XIII B of the California Constitution because  
8 the only costs that may be incurred by a local agency or school  
9 district will be incurred because this act creates a new crime or  
10 infraction, eliminates a crime or infraction, or changes the penalty  
11 for a crime or infraction, within the meaning of Section 17556 of  
12 the Government Code, or changes the definition of a crime within  
13 the meaning of Section 6 of Article XIII B of the California  
14 Constitution.

15 *SEC. 51. (a) Section 42.1 of this bill incorporates amendments*  
16 *to Section 22511.55 of the Vehicle Code proposed by both this bill*  
17 *and AB 1855. It shall only become operative if (1) both bills are*  
18 *enacted and become effective on or before January 1, 2011, (2)*  
19 *each bill amends Section 22511.55 of the Vehicle Code, and (3)*  
20 *AB 1944 is not enacted or as enacted does not amend that section,*  
21 *and (4) this bill is enacted after AB 1855, in which case Sections*  
22 *42, 42.2 and 42.3 of this bill shall not become operative.*

23 *(b) Section 42.2 of this bill incorporates amendments to Section*  
24 *22511.55 of the Vehicle Code proposed by both this bill and AB*  
25 *1944. It shall only become operative if (1) both bills are enacted*  
26 *and become effective on or before January 1, 2011, (2) each bill*  
27 *amends Section 22511.55 of the Vehicle Code, (3) AB 1855 is not*  
28 *enacted or as enacted does not amend that section, and (4) this*  
29 *bill is enacted after AB 1944 in which case Sections 42, 42.1 and*  
30 *42.3 of this bill shall not become operative.*

31 *(c) Section 42.3 of this bill incorporates amendments to Section*  
32 *22511.55 of the Vehicle Code proposed by this bill, AB 1855, and*  
33 *AB 1944. It shall only become operative if (1) all three bills are*  
34 *enacted and become effective on or before January 1, 2011, (2)*  
35 *all three bills amend Section 22511.55 of the Vehicle Code, and*  
36 *(3) this bill is enacted after AB 1855 and AB 1944, in which case*  
37 *Sections 42, 42.1, and 42.2 of this bill shall not become operative.*